

Calendar No. 332

106TH CONGRESS
1ST SESSION

S. 976

[Report No. 106–196]

A BILL

To amend title V of the Public Health Service Act to focus the authority of the Substance Abuse and Mental Health Services Administration on community-based services for children and adolescents, to enhance flexibility and accountability, to establish programs for youth treatment, and to respond to crises, especially those related to children and violence.

OCTOBER 19, 1999

Reported with an amendment

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IN THE SENATE OF THE UNITED STATES

MAY 6, 1999

Mr. FRIST (for himself, Mr. KENNEDY, Mr. JEFFORDS, Mr. DODD, Mr. DEWINE, Ms. MIKULSKI, and Ms. COLLINS) introduced the following bill; which was read twice and referred to the Committee on Health, Education, Labor, and Pensions

OCTOBER 19, 1999

Reported by Mr. JEFFORDS, with an amendment

[Strike out all after the enacting clause and insert the part printed in *italic*]

A BILL

To amend title V of the Public Health Service Act to focus the authority of the Substance Abuse and Mental Health Services Administration on community-based services for children and adolescents, to enhance flexibility and accountability, to establish programs for youth treatment, and to respond to crises, especially those related to children and violence.

1 *Be it enacted by the Senate and House of Representa-*
 2 *tives of the United States of America in Congress assembled,*

3 **SECTION 1. SHORT TITLE; TABLE OF CONTENTS.**

4 (a) **SHORT TITLE.**—This Act may be cited as the
 5 “Youth Drug and Mental Health Services Act”.

6 (b) **TABLE OF CONTENTS.**—The table of contents for
 7 this Act is as follows:

Sec. 1. Short title; table of contents.

**TITLE I—PROVISIONS RELATING TO SERVICES FOR CHILDREN
AND ADOLESCENTS**

Sec. 101. Children and violence.

Sec. 102. Mental health services for violence related stress.

Sec. 103. Emergency response.

Sec. 104. High risk youth reauthorization.

Sec. 105. Treatment for children and adolescents.

Sec. 106. Comprehensive community services for children with serious emo-
tional disturbance.

Sec. 107. Services for children of substance abusers.

Sec. 108. General provisions.

TITLE II—PROVISIONS RELATING TO MENTAL HEALTH

Sec. 201. Priority mental health needs of regional and national significance.

Sec. 202. Reauthorization of grants for the benefit of homeless individuals.

Sec. 203. Projects for assistance in transition from homelessness.

Sec. 204. Community mental health services performance partnership block
grant.

Sec. 205. Determination of allotment.

Sec. 206. Protection and Advocacy for Mentally Ill Individuals Act of 1986.

TITLE III—PROVISIONS RELATING TO SUBSTANCE ABUSE

Sec. 301. Priority substance abuse treatment needs of regional and national
significance.

Sec. 302. Priority substance abuse prevention needs of regional and national
significance.

Sec. 303. Substance abuse prevention and treatment performance partnership
block grant.

Sec. 304. Determination of allotments.

**TITLE IV—PROVISIONS RELATING TO FLEXIBILITY AND
ACCOUNTABILITY**

Sec. 401. General authorities and peer review.

Sec. 402. Advisory councils.

Sec. 403. General provisions for the performance partnership block grants.

Sec. 404. Data infrastructure projects.

Sec. 405. Repeal of obsolete addict referral provisions.

1 TITLE I—PROVISIONS RELATING 2 TO SERVICES FOR CHILDREN 3 AND ADOLESCENTS

4 SEC. 101. CHILDREN AND VIOLENCE.

5 Title V of the Public Health Service Act (42 U.S.C.
6 290aa et seq.) is amended by adding at the end the fol-
7 lowing:

8 “PART G—PROJECTS FOR CHILDREN AND VIOLENCE

9 “SEC. 581. CHILDREN AND VIOLENCE.

10 “(a) IN GENERAL.—The Secretary, in consultation
11 with the Secretary of Education and the Attorney General,
12 shall carry out directly or through grants, contracts or co-
13 operative agreements with public entities a program to as-
14 sist local communities in developing ways to assist children
15 in dealing with violence.

16 “(b) ACTIVITIES.—Under the program under sub-
17 section (a), the Secretary may—

18 “(1) provide financial support to enable local
19 communities to implement programs to foster the
20 health and development of children;

21 “(2) provide technical assistance to local com-
22 munities with respect to the development of pro-
23 grams described in paragraph (1);

1 ~~“(3) provide assistance to local communities in~~
 2 ~~the development of policies to address violence when~~
 3 ~~and if it occurs; and~~

4 ~~“(4) assist in the creation of community part-~~
 5 ~~nerships among law enforcement, education systems~~
 6 ~~and mental health and substance abuse service sys-~~
 7 ~~tems.~~

8 ~~“(e) REQUIREMENTS.—An application for a grant,~~
 9 ~~contract or cooperative agreement under subsection (a)~~
 10 ~~shall demonstrate that—~~

11 ~~“(1) the applicant will use amounts received to~~
 12 ~~create a partnership described in subsection (b)(4)~~
 13 ~~to address issues of violence in schools;~~

14 ~~“(2) the activities carried out by the applicant~~
 15 ~~will provide a comprehensive method for addressing~~
 16 ~~violence; that will include—~~

17 ~~“(A) security;~~

18 ~~“(B) educational reform;~~

19 ~~“(C) the review and updating of school~~
 20 ~~policies;~~

21 ~~“(D) alcohol and drug abuse prevention~~
 22 ~~and early intervention services;~~

23 ~~“(E) mental health prevention and treat-~~
 24 ~~ment services; and~~

1 “(F) early childhood development and psy-
2 chosocial services; and

3 ~~“(3) the applicant with use amounts received~~
4 ~~only for the services described in subparagraphs (D);~~
5 ~~(E); and (F) of paragraph (2).~~

6 “(d) GEOGRAPHICAL DISTRIBUTION.—The Secretary
7 shall ensure that grants, contracts or cooperative agree-
8 ments under subsection (a) will be distributed equitably
9 among the regions of the country and among urban and
10 rural areas.

11 “(e) DURATION OF AWARDS.—With respect to a
12 grant, contract or cooperative agreement under subsection
13 (a), the period during which payments under such an
14 award will be made to the recipient may not exceed 5
15 years.

16 “(f) EVALUATION.—The Secretary shall conduct an
17 evaluation of each project carried out under this section
18 and shall disseminate the results of such evaluations to
19 appropriate public and private entities.

20 “(g) INFORMATION AND EDUCATION.—The Sec-
21 retary shall establish comprehensive information and edu-
22 cation programs to disseminate the findings of the knowl-
23 edge development and application under this section to the
24 general public and to health care professionals.

1 “(h) **AUTHORIZATION OF APPROPRIATIONS.**—There
 2 is authorized to be appropriated to carry out this section,
 3 \$100,000,000 for fiscal year 2000, and such sums as may
 4 be necessary for each of fiscal years 2001 and 2002.”.

5 **SEC. 102. MENTAL HEALTH SERVICES FOR VIOLENCE RE-**
 6 **LATED STRESS.**

7 Part G of title V of the Public Health Service Act
 8 (as added by section 101) is amended by adding at the
 9 end the following:

10 **“SEC. 582. GRANTS TO ADDRESS THE PROBLEMS OF PER-**
 11 **SONS WHO EXPERIENCE VIOLENCE RELATED**
 12 **STRESS.**

13 “(a) **IN GENERAL.**—The Secretary shall award
 14 grants, contracts or cooperative agreements to public and
 15 non-profit private entities, as well as to Indian tribes and
 16 tribal organizations, for the purpose of establishing a na-
 17 tional and regional centers of excellence on psychological
 18 trauma response and for developing knowledge with re-
 19 gard to evidence-based practices for treating psychiatric
 20 disorders resulting from witnessing or experiencing such
 21 stress.

22 “(b) **PRIORITIES.**—In awarding grants, contracts or
 23 cooperative agreements under subsection (a) related to the
 24 development of knowledge on evidence-based practices for
 25 treating disorders associated with psychological trauma,

1 the Secretary shall give priority to programs that work
2 with children, adolescents, adults, and families who are
3 survivors and witnesses of domestic, school and commu-
4 nity violence and terrorism.

5 “(e) GEOGRAPHICAL DISTRIBUTION.—The Secretary
6 shall ensure that grants, contracts or cooperative agree-
7 ments under subsection (a) with respect to centers of ex-
8 cellence are distributed equitably among the regions of the
9 country and among urban and rural areas.

10 “(d) EVALUATION.—The Secretary, as part of the
11 application process, shall require that each applicant for
12 a grant, contract or cooperative agreement under sub-
13 section (a) submit a plan for the rigorous evaluation of
14 the activities funded under the grant, contract or agree-
15 ment, including both process and outcomes evaluation,
16 and the submission of an evaluation at the end of the
17 project period.

18 “(e) DURATION OF AWARDS.—With respect to a
19 grant, contract or cooperative agreement under subsection
20 (a), the period during which payments under such an
21 award will be made to the recipient may not exceed 5
22 years. Such grants, contracts or agreements may be re-
23 newed.

24 “(f) AUTHORIZATION OF APPROPRIATIONS.—There
25 is authorized to be appropriated to carry out this section,

1 \$50,000,000 for fiscal year 2000, and such sums as may
 2 be necessary for each of fiscal years 2001 and 2002.”.

3 **SEC. 103. EMERGENCY RESPONSE.**

4 Section 501 of the Public Health Service Act (42
 5 U.S.C. 290aa) is amended—

6 (1) by redesignating subsection (m) as sub-
 7 section (o);

8 (2) by inserting after subsection (l) the fol-
 9 lowing:

10 “(m) EMERGENCY RESPONSE.—

11 “(1) IN GENERAL.—Notwithstanding section
 12 504 and except as provided in paragraph (2), the
 13 Secretary may use not to exceed 3 percent of all
 14 amounts appropriated under this title for a fiscal
 15 year to make noncompetitive grants, contracts or co-
 16 operative agreements to public entities to enable
 17 such entities to address emergency substance abuse
 18 or mental health needs in local communities.

19 “(2) EXCEPTIONS.—Amounts appropriated
 20 under part C shall not be subject to paragraph (1).

21 “(3) EMERGENCIES.—The Secretary shall es-
 22 tablish criteria for determining that a substance
 23 abuse or mental health emergency exists and publish
 24 such criteria in the Federal Register prior to pro-
 25 viding funds under this subsection.”; and

1 ~~(2)~~ in subsection ~~(c)~~ (as so redesignated), by
 2 striking “1993” and all that follows through the pe-
 3 riod and inserting “2000, and such sums as may be
 4 necessary for each of the fiscal years 2001 and
 5 2002.”.

6 **SEC. 104. HIGH RISK YOUTH REAUTHORIZATION.**

7 Section 517(h) of the Public Health Service Act (42
 8 U.S.C. 290bb-23(h)) is amended by striking
 9 “\$70,000,000” and all that follows through “1994” and
 10 inserting “such sums as may be necessary for each of the
 11 fiscal years 2000 through 2002”.

12 **SEC. 105. TREATMENT FOR CHILDREN AND ADOLESCENTS.**

13 Section 509 of the Public Health Service Act (42
 14 U.S.C. 290bb-2) is amended to read as follows:

15 **“SEC. 509. TREATMENT FOR CHILDREN AND ADOLESCENTS.**

16 “(a) **IN GENERAL.**—The Secretary shall carry out,
 17 directly or through grants, contracts or cooperative agree-
 18 ments to public and non-profit private entities, including
 19 Indian tribes and tribal organizations, projects to provide
 20 substance abuse and mental health treatment for children
 21 and adolescents.

22 “(b) **PRIORITY.**—In making grants, contracts or co-
 23 operative agreements under subsection (a), the Secretary
 24 shall give priority to projects that focus only on children
 25 and adolescents and that incorporate evidence-based prac-

1 ties in the prevention and treatment of mental health and
2 substance abuse disorders.

3 “(c) GEOGRAPHICAL DISTRIBUTION.—The Secretary
4 shall ensure that grants, contracts or cooperative agree-
5 ments under subsection (a) will be distributed equitably
6 among the regions of the country and among urban and
7 rural areas.

8 “(d) DURATION OF AWARDS.—With respect to a
9 grant, contract or cooperative agreement under subsection
10 (a), the period during which payments under such an
11 award will be made to the recipient may not exceed 5
12 years.

13 “(e) EVALUATION.—The Secretary shall conduct an
14 evaluation of each project carried out under this section.

15 “(f) INFORMATION AND EDUCATION.—The Secretary
16 shall establish comprehensive information and education
17 programs to disseminate the findings of the knowledge de-
18 velopment and application under this section to the gen-
19 eral public and to health professionals.

20 “(g) AUTHORIZATION OF APPROPRIATIONS.—There
21 is authorized to be appropriated to carry out this section,
22 such sums as may be necessary for each of fiscal years
23 2000 through 2002.”.

1 **SEC. 106. COMPREHENSIVE COMMUNITY SERVICES FOR**
 2 **CHILDREN WITH SERIOUS EMOTIONAL DIS-**
 3 **TURBANCE.**

4 (a) **MATCHING FUNDS.**—Section 561(e)(1)(D) of the
 5 Public Health Service Act (42 U.S.C. 290ff(e)(1)(D)) is
 6 amended by striking “fifth” and inserting “fifth and
 7 sixth”.

8 (b) **FLEXIBILITY FOR INDIAN TRIBES AND TERRI-**
 9 **TORIES.**—Section 562 of the Public Health Service Act
 10 (42 U.S.C. 290ff-1) is amended by adding at the end the
 11 following:

12 “(g) **WAIVERS.**—The Secretary may waive 1 or more
 13 of the requirements of subsection (e) for a public entity
 14 that is an Indian Tribe or tribal organization, or American
 15 Samoa, Guam, the Marshall Islands, the Federated States
 16 of Micronesia, the Commonwealth of the Northern Mar-
 17 iana Islands, the Republic of Palau, or the United States
 18 Virgin Islands if the Secretary determines, after peer re-
 19 view, that the system of care is family-centered and uses
 20 the least restrictive environment that is clinically appro-
 21 priate.”.

22 (c) **DURATION OF GRANTS.**—Section 565(a) of the
 23 Public Health Service Act (42 U.S.C. 290ff-4(a)) is
 24 amended by striking “5 fiscal” and inserting “6 fiscal”.

25 (d) **AUTHORIZATION OF APPROPRIATIONS.**—Section
 26 565(f)(1) of the Public Health Service Act (42 U.S.C.

1 ~~290ff-4(f)(1))~~ is amended by striking “1993” and all that
 2 follows and inserting “2000, and such sums as may be
 3 necessary for each of the fiscal years 2001 and 2002.”.

4 (c) ~~CURRENT GRANTEES.—~~

5 (1) ~~IN GENERAL.—~~Entities with active grants
 6 under section 561 of the Public Health Service Act
 7 (42 U.S.C. 290ff) on the date of enactment of this
 8 Act shall be eligible to receive a 6th year of funding
 9 under the grant in an amount not to exceed the
 10 amount that such grantee received in the 5th year
 11 of funding under such grant. Such 6th year may be
 12 funded without requiring peer and Advisory Council
 13 review as required under section 504 of such Act (42
 14 U.S.C. 290aa-3).

15 (2) ~~LIMITATION.—~~Paragraph (1) shall apply
 16 with respect to a grantee only if the grantee agrees
 17 to comply with the provisions of section 561 as
 18 amended by subsection (a).

19 **SEC. 107. SERVICES FOR CHILDREN OF SUBSTANCE ABUS-**
 20 **ERS.**

21 (a) ~~ADMINISTRATION AND ACTIVITIES.—~~

22 (1) ~~ADMINISTRATION.—~~Section 399D(a) of the
 23 Public Health Service Act (42 U.S.C. 280d(a)(1)) is
 24 amended—

(A) in paragraph (1), by striking “Administrator” and all that follows through “Administration” and insert “Administrator of the Substance Abuse and Mental Health Services Administration”; and

(B) in paragraph (2), by striking “Administrator of the Substance Abuse and Mental Health Services Administration” and inserting “Administrator of the Health Resources and Services Administration”.

(2) ACTIVITIES.—Section 399D(a)(1) of the Public Health Service Act (42 U.S.C. 280d(a)(1)) is amended—

(A) in subparagraph (B), by striking “and” at the end;

(B) in subparagraph (C), by striking the period and inserting the following: “through youth service agencies, family social services, child care providers, Head Start, schools and after-school programs, early childhood development programs, community-based family resource and support centers, the criminal justice system, health, substance abuse and mental health providers through screenings conducted during regular childhood examinations and

1 other examinations, self and family member re-
 2 ferrals, substance abuse treatment services, and
 3 other providers of services to children and fami-
 4 lies; and"; and

5 (C) by adding at the end the following:

6 "(D) to provide education and training to
 7 health, substance abuse and mental health pro-
 8 fessionals, and other providers of services to
 9 children and families through youth service
 10 agencies, family social services, child care, Head
 11 Start, schools and after-school programs, early
 12 childhood development programs, community-
 13 based family resource and support centers, the
 14 criminal justice system, and other providers of
 15 services to children and families."

16 (3) IDENTIFICATION OF CERTAIN CHILDREN.—

17 Section 399D(a)(3)(A) of the Public Health Service
 18 Act (42 U.S.C. 280d(a)(3)(A)) is amended—

19 (A) in clause (i), by striking "(i) the enti-
 20 ty" and inserting "(i)(I) the entity";

21 (B) in clause (ii)—

22 (i) by striking "(ii) the entity" and in-
 23 serting "(II) the entity"; and

24 (ii) by striking the period and insert-
 25 ing "and"; and

1 (C) by adding at the end the following:

2 “(ii) the entity will identify children
3 who may be eligible for medical assistance
4 under a State program under title XIX or
5 XXI of the Social Security Act.”.

6 (b) SERVICES FOR CHILDREN.—Section 399D(b) of
7 the Public Health Service Act (42 U.S.C. 280d(b)) is
8 amended—

9 (1) in paragraph (1), by inserting “alcohol and
10 drug,” after “psychological,”;

11 (2) by striking paragraph (5) and inserting the
12 following:

13 “(5) Developmentally and age-appropriate drug
14 and alcohol early intervention, treatment and pre-
15 vention services.”; and

16 (3) by inserting after paragraph (8), the fol-
17 lowing:

18 “Services shall be provided under paragraphs (2) through
19 (8) by a public health nurse, social worker, or similar pro-
20 fessional, or by a trained worker from the community who
21 is supervised by a professional, or by an entity, where the
22 professional or entity provides assurances that the profes-
23 sional or entity is licensed or certified by the State if re-
24 quired and is complying with applicable licensure or cer-
25 tification requirements.”.

1 ~~(e) SERVICES FOR AFFECTED FAMILIES.—~~Section
 2 399D(e) of the Public Health Service Act (42 U.S.C.
 3 280d(e)) is amended—

4 ~~(1)~~ in paragraph ~~(1)~~—

5 ~~(A)~~ in the matter preceding subparagraph
 6 ~~(A)~~, by inserting before the colon the following:
 7 “~~;~~ or by an entity, where the professional or en-
 8 tity provides assurances that the professional or
 9 entity is licensed or certified by the State if re-
 10 quired and is complying with applicable licen-
 11 sure or certification requirements”; and

12 ~~(B)~~ by adding at the end the following:

13 ~~“(D) Aggressive outreach to family mem-
 14 bers with substance abuse problems.~~

15 ~~“(E) Inclusion of consumer in the develop-
 16 ment, implementation, and monitoring of Fam-
 17 ily Services Plan.”;~~

18 ~~(2)~~ in paragraph ~~(2)~~—

19 ~~(A)~~ by striking subparagraph ~~(A)~~ and in-
 20 serting the following:

21 ~~“(A) Alcohol and drug treatment services,
 22 including screening and assessment, diagnosis,
 23 detoxification, individual, group and family
 24 counseling, relapse prevention,~~

1 pharmacotherapy treatment, after-care services,
2 and case management.”;

3 (B) in subparagraph (C), by striking “, in-
4 cluding educational and career planning” and
5 inserting “and counseling on the human im-
6 munodeficiency virus and acquired immune de-
7 ficiency syndrome”;

8 (C) in subparagraph (D), by striking “con-
9 flict and”; and

10 (D) in subparagraph (E), by striking “Re-
11 medial” and inserting “Career planning and”;
12 and

13 (3) in paragraph (3)(D), by inserting “which
14 include child abuse and neglect prevention tech-
15 niques” before the period.

16 (d) ELIGIBLE ENTITIES.—Section 399D(d) of the
17 Public Health Service Act (42 U.S.C. 280d(d)) is
18 amended—

19 (1) by striking the matter preceding paragraph
20 (1) and inserting:

21 “(d) ELIGIBLE ENTITIES.—The Secretary shall dis-
22 tribute the grants through the following types of entities.”;

23 (2) in paragraph (1), by striking “drug treat-
24 ment” and inserting “drug early intervention, pre-
25 vention or treatment; and

1 ~~(3)~~ in paragraph ~~(2)~~—

2 (A) in subparagraph (A), by striking “;
3 and” and inserting “; or”; and

4 (B) in subparagraph (B), by inserting “or
5 pediatric health or mental health providers and
6 family mental health providers” before the pe-
7 riod.

8 (e) SUBMISSION OF INFORMATION.—Section
9 ~~399D(h)~~ of the Public Health Service Act (~~42 U.S.C.~~
10 ~~280d(h)~~) is amended—

11 (1) in paragraph ~~(2)~~—

12 (A) by inserting “including maternal and
13 child health” before “mental”;

14 (B) by striking “treatment programs”; and

15 (C) by striking “and the State agency re-
16 sponsible for administering public maternal and
17 child health services” and inserting “; the State
18 agency responsible for administering alcohol
19 and drug programs; the State lead agency; and
20 the State Interagency Coordinating Council
21 under part H of the Individuals with Disabil-
22 ities Education Act; and”; and

23 (2) by striking paragraph ~~(3)~~ and redesignating
24 paragraph ~~(4)~~ as paragraph ~~(3)~~.

1 (f) ~~REPORTS TO THE SECRETARY.~~—Section
 2 399D(i)(6) of the Public Health Service Act (42 U.S.C.
 3 280d(i)(6)) is amended—

4 (1) in subparagraph (B), by adding “and” at
 5 the end; and

6 (2) by striking subparagraphs (C), (D), and (E)
 7 and inserting the following:

8 “(C) the number of case workers or other
 9 professionals trained to identify and address
 10 substance abuse issues.”.

11 (g) ~~EVALUATIONS.~~—Section 399D(l) of the Public
 12 Health Service Act (42 U.S.C. 280d(l)) is amended—

13 (1) in paragraph (3), by adding “and” at the
 14 end;

15 (2) in paragraph (4), by striking the semicolon
 16 and inserting the following: “, including increased
 17 participation in work or employment-related activi-
 18 ties and decreased participation in welfare pro-
 19 grams.”; and

20 (3) by striking paragraphs (5) and (6).

21 (h) ~~REPORT TO CONGRESS.~~—Section 399D(m) of the
 22 Public Health Service Act (42 U.S.C. 280d(m)) is
 23 amended—

24 (1) in paragraph (2), by adding “and” at the
 25 end;

1 ~~(2) in paragraph (3)—~~

2 ~~(A) in subparagraph (A), by adding “and”~~
 3 ~~at the end;~~

4 ~~(B) in subparagraph (B), by striking the~~
 5 ~~semicolon and inserting a period; and~~

6 ~~(C) by striking subparagraphs (C), (D),~~
 7 ~~and (E); and~~

8 ~~(3) by striking paragraphs (4) and (5).~~

9 ~~(i) DATA COLLECTION.—Section 399D(n) of the~~
 10 ~~Public Health Service Act (42 U.S.C. 280d(n)) is amend-~~
 11 ~~ed by adding at the end the following: “The periodic report~~
 12 ~~shall include a quantitative estimate of the prevalence of~~
 13 ~~alcohol and drug problems in families involved in the child~~
 14 ~~welfare system; the barriers to treatment and prevention~~
 15 ~~services facing these families; and policy recommendations~~
 16 ~~for removing the identified barriers, including training for~~
 17 ~~child welfare workers.”.~~

18 ~~(j) DEFINITION.—Section 399D(o)(2)(B) of the Pub-~~
 19 ~~lie Health Service Act (42 U.S.C. 280d(o)(2)(B)) is~~
 20 ~~amended by striking “dangerous”.~~

21 ~~(k) AUTHORIZATION OF APPROPRIATIONS.—Section~~
 22 ~~399D(p) of the Public Health Service Act (42 U.S.C.~~
 23 ~~280d(p)) is amended to read as follows:~~

24 ~~“(p) AUTHORIZATION OF APPROPRIATIONS.—For the~~
 25 ~~purpose of carrying out this section, there are authorized~~

1 to be appropriated \$50,000,000 for fiscal year 2000, and
 2 such sums as may be necessary for each of fiscal years
 3 2001 and 2002.”.

4 (f) GRANTS FOR TRAINING AND CONFORMING
 5 AMENDMENTS.—Section 399D of the Public Health Serv-
 6 ice Act (42 U.S.C. 280d) is amended—

7 (1) by striking subsection (f);

8 (2) by striking subsection (k);

9 (3) by redesignating subsections (d), (e), (g),
 10 (h), (i), (j), (l), (m), (n), (o), and (p) as subsections
 11 (e) through (o), respectively;

12 (4) by inserting after subsection (e), the fol-
 13 lowing:

14 “(d) TRAINING FOR PROVIDERS OF SERVICES TO
 15 CHILDREN AND FAMILIES.—The Secretary may make a
 16 grant under subsection (a) for the training of health, sub-
 17 stance abuse and mental health professionals and other
 18 providers of services to children and families through
 19 youth service agencies, family social services, child care
 20 providers, Head Start, schools and after-school programs,
 21 early childhood development programs, community-based
 22 family resource centers, the criminal justice system, and
 23 other providers of services to children and families. Such
 24 training shall be to assist professionals in recognizing the
 25 drug and alcohol problems of their clients and to enhance

1 their skills in identifying and understanding the nature of
 2 substance abuse, and obtaining substance abuse early
 3 intervention, prevention and treatment resources.”;

4 (5) in subsection (k)(2) (as so redesignated), by
 5 striking “(h)” and inserting “(i)”; and

6 (6) in paragraphs (3)(E) and (5) of subsection
 7 (m) (as so redesignated), by striking “(d)” and in-
 8 serting “(e)”.

9 **SEC. 108. GENERAL PROVISIONS.**

10 (a) DUTIES OF THE CENTER FOR SUBSTANCE ABUSE
 11 TREATMENT.—Section 507(b) of the Public Health Serv-
 12 ice Act (42 U.S.C. 290bb(b)) is amended—

13 (1) by redesignating paragraphs (2) through
 14 (12) as paragraphs (3) through (13), respectively;
 15 and

16 (2) by inserting after paragraph (1), the fol-
 17 lowing:

18 “(2) ensure that emphasis is placed on children
 19 and adolescents in the development of treatment
 20 programs;”.

21 (b) DUTIES OF THE OFFICE FOR SUBSTANCE ABUSE
 22 PREVENTION.—Section 515(b)(9) of the Public Health
 23 Service Act (42 U.S.C. 290bb–2(b)(9)) is amended by
 24 striking “public concerning” and inserting “public, espe-
 25 cially adolescent audiences, concerning”.

1 (e) DUTIES OF THE CENTER FOR MENTAL HEALTH
 2 SERVICES.—Section 520(b) of the Public Health Service
 3 Act (42 U.S.C. 290bb–3(b)) is amended—

4 (1) by redesignating paragraphs (3) through
 5 (14) as paragraphs (4) through (15), respectively;
 6 and

7 (2) by inserting after paragraph (2), the fol-
 8 lowing:

9 “(3) collaborate with the Department of Edu-
 10 cation and the Department of Justice to develop
 11 programs to assist local communities in addressing
 12 violence among children and adolescents;”.

13 **TITLE II—PROVISIONS** 14 **RELATING TO MENTAL HEALTH**

15 **SEC. 201. PRIORITY MENTAL HEALTH NEEDS OF REGIONAL** 16 **AND NATIONAL SIGNIFICANCE.**

17 (a) IN GENERAL.—Section 520A of the Public
 18 Health Service Act (42 U.S.C. 290bb–32) is amended to
 19 read as follows:

20 **“SEC. 520A. PRIORITY MENTAL HEALTH NEEDS OF RE-** 21 **GIONAL AND NATIONAL SIGNIFICANCE.**

22 “(a) PROJECTS.—The Secretary shall address pri-
 23 ority mental health needs of regional and national signifi-
 24 cance (as determined under subsection (b)) through the
 25 provision of or through assistance for—

1 “(1) knowledge development and application
 2 projects for prevention, treatment, and rehabilita-
 3 tion, and the conduct or support of evaluations of
 4 such projects;

5 “(2) training and technical assistance pro-
 6 grams;

7 “(3) targeted capacity response programs; and

8 “(4) systems change grants including statewide
 9 family network grants and client-oriented and con-
 10 sumer run self-help activities.

11 The Secretary may carry out the activities described in
 12 this subsection directly or through grants, contracts, or
 13 cooperative agreements with States, political subdivisions
 14 of States, Indian tribes and tribal organizations, other
 15 public or private nonprofit entities.

16 “(b) PRIORITY MENTAL HEALTH NEEDS.—Priority
 17 mental health needs of regional and national significance
 18 shall be determined by the Secretary in consultation with
 19 States and other interested groups. The Secretary shall
 20 meet with the States and interested groups on an annual
 21 basis to discuss program priorities.

22 “(c) REQUIREMENTS.—

23 “(1) IN GENERAL.—Recipients of grants, con-
 24 tracts, and cooperative agreements under this sec-
 25 tion shall comply with information and application

1 requirements determined appropriate by the Sec-
2 retary.

3 “(2) DURATION OF AWARD.—With respect to a
4 grant, contract, or cooperative agreement awarded
5 under this section, the period during which pay-
6 ments under such award are made to the recipient
7 may not exceed 5 years.

8 “(3) MATCHING FUNDS.—The Secretary may,
9 for projects carried out under subsection (a), require
10 that entities that apply for grants, contracts, or co-
11 operative agreements under this section provide non-
12 Federal matching funds, as determined appropriate
13 by the Secretary, to ensure the institutional commit-
14 ment of the entity to the projects funded under the
15 grant, contract, or cooperative agreement. Such non-
16 Federal matching funds may be provided directly or
17 through donations from public or private entities
18 and may be in cash or in kind, fairly evaluated, in-
19 cluding plant, equipment, or services.

20 “(4) MAINTENANCE OF EFFORT.—With respect
21 to activities for which a grant, contract or coopera-
22 tive agreement is awarded under this section, the
23 Secretary may require that recipients for specific
24 projects under subsection (a) agree to maintain ex-
25 penditures of non-Federal amounts for such activi-

1 ties at a level that is not less than the level of such
 2 expenditures maintained by the entity for the fiscal
 3 year preceding the fiscal year for which the entity
 4 receives such a grant, contract, or cooperative agree-
 5 ment.

6 “(d) ~~EVALUATION.~~—The Secretary shall evaluate
 7 each project carried out under subsection (a)(1) and shall
 8 disseminate the findings with respect to each such evalua-
 9 tion to appropriate public and private entities.

10 “(e) ~~INFORMATION AND EDUCATION.~~—The Secretary
 11 shall establish information and education programs to dis-
 12 seminate and apply the findings of the knowledge develop-
 13 ment and application, training, and technical assistance
 14 programs, and targeted capacity response programs,
 15 under this section to the general public, to health care pro-
 16 fessionals, and to interested groups. The Secretary shall
 17 make every effort to provide linkages between the findings
 18 of supported projects and State agencies responsible for
 19 carrying out mental health services.

20 “(f) ~~AUTHORIZATION OF APPROPRIATION.~~—

21 “(1) ~~IN GENERAL.~~—There are authorized to be
 22 appropriated to carry out this section, \$300,000,000
 23 for fiscal year 2000, and such sums as may be nec-
 24 essary for each of the fiscal years 2001 and 2002.

“(2) DATA INFRASTRUCTURE.—If amounts are not appropriated for a fiscal year to carry out section 1971 with respect to mental health, then the Secretary shall make available, from the amounts appropriated for such fiscal year under paragraph (1), an amount equal to the sum of \$6,000,000 and 10 percent of all amounts appropriated for such fiscal year under such paragraph in excess of \$100,000,000, to carry out such section 1971.”.

10 ~~(b) CONFORMING AMENDMENTS.—~~

(1) Section 303 of the Public Health Service Act (42 U.S.C. 242a) is repealed.

13 (2) Section 520B of the Public Health Service
14 Act (~~42 U.S.C. 290bb-33~~) is repealed.

15 (3) Section 612 of the Stewart B. McKinney
16 Homeless Assistance Act (42 U.S.C. 290aa-3 note)
17 is repealed.

18 ~~SEC. 202. REAUTHORIZATION OF GRANTS FOR THE BEN-~~

19 **EFIT OF HOMELESS INDIVIDUALS.**

Section 506(e) of the Public Health Service Act (42 U.S.C. 290aa-5(e)) is amended by striking “for fiscal year 1994” and inserting “for each of fiscal years 1994 through 2002”.

1 **SEC. 203. PROJECTS FOR ASSISTANCE IN TRANSITION**
 2 **FROM HOMELESSNESS.**

3 (a) **WAIVERS FOR TERRITORIES.**—Section 522 of the
 4 Public Health Service Act (42 U.S.C. 290ee–22) is amend-
 5 ed by adding at the end the following:

6 “(i) **WAIVER FOR TERRITORIES.**—With respect to the
 7 United States Virgin Islands, Guam, American Samoa,
 8 Palau, the Marshall Islands, and the Commonwealth of
 9 the Northern Mariana Islands, the Secretary may waive
 10 the provisions of this part that the Secretary determines
 11 to be appropriate.”.

12 (b) **AUTHORIZATION OF APPROPRIATION.**—Section
 13 535(a) of the Public Health Service Act (42 U.S.C.
 14 290ee–35(a)) is amended by striking “1991 through
 15 1994” and inserting “2000 through 2002”.

16 **SEC. 204. COMMUNITY MENTAL HEALTH SERVICES PER-**
 17 **FORMANCE PARTNERSHIP BLOCK GRANT.**

18 (a) **CRITERIA FOR PLAN.**—Section 1912(b) of the
 19 Public Health Service Act (42 U.S.C. 300x–2(b)) is
 20 amended by striking paragraphs (1) through (12) and in-
 21 serting the following:

22 “(1) **COMPREHENSIVE COMMUNITY-BASED MEN-**
 23 **TAL HEALTH SYSTEMS.**—The plan provides for an
 24 organized community-based system of care for indi-
 25 viduals with mental illness and describes available
 26 services and resources in a comprehensive system of

1 care, including services for dually diagnosed individ-
2 uals. The description of the system of care shall in-
3 clude health and mental health services, rehabilita-
4 tion services, employment services, housing services,
5 educational services, substance abuse services, med-
6 ical and dental care, and other support services to
7 be provided to individuals with Federal, State and
8 local public and private resources to enable such in-
9 dividuals to function outside of inpatient or residen-
10 tial institutions to the maximum extent of their ca-
11 pabilities, including services to be provided by local
12 school systems under the Individuals with Disabil-
13 ities Education Act. The plan shall include a sepa-
14 rate description of case management services and
15 provide for activities leading to reduction of hos-
16 pitalization.

17 “(2) MENTAL HEALTH SYSTEM DATA AND EPI-
18 DEMIOLOGY.—The plan contains an estimate of the
19 incidence and prevalence in the State of serious
20 mental illness among adults and serious emotional
21 disturbance among children and presents quan-
22 titative targets to be achieved in the implementation
23 of the system described in paragraph (1).

1 ~~“(3) CHILDREN’S SERVICES.—~~In the case of
 2 children with serious emotional disturbance, the
 3 plan—

4 ~~“(A) subject to subparagraph (B), provides~~
 5 for a system of integrated social services, edu-
 6 cational services, juvenile services, and sub-
 7 stance abuse services that, together with health
 8 and mental health services, will be provided in
 9 order for such children to receive care appro-
 10 priate for their multiple needs (such system to
 11 include services provided under the Individuals
 12 with Disabilities Education Act);

13 ~~“(B) provides that the grant under section~~
 14 ~~1911 for the fiscal year involved will not be ex-~~
 15 ~~pended to provide any service under such sys-~~
 16 ~~tem other than comprehensive community men-~~
 17 ~~tal health services; and~~

18 ~~“(C) provides for the establishment of a~~
 19 ~~defined geographic area for the provision of the~~
 20 ~~services of such system.~~

21 ~~“(4) TARGETED SERVICES TO RURAL AND~~
 22 ~~HOMELESS POPULATIONS.—~~The plan describes the
 23 State’s outreach to and services for individuals who
 24 are homeless and how community-based services will
 25 be provided to individuals residing in rural areas.

1 “(5) MANAGEMENT SYSTEMS.—The plan de-
 2 scribes the financial resources, staffing and training
 3 for mental health providers that is necessary to im-
 4 plement the plan, and provides for the training of
 5 providers of emergency health services regarding
 6 mental health. The plan further describes the man-
 7 ner in which the State intends to expend the grant
 8 under section 1911 for the fiscal year involved.

9 Except as provided for in paragraph (3), the State plan
 10 shall contain the information required under this sub-
 11 section with respect to both adults with serious mental ill-
 12 ness and children with serious emotional disturbance.”.

13 (b) REVIEW OF PLANNING COUNCIL OF STATE’S RE-
 14 PORT.—Section 1915(a) of the Public Health Service Act
 15 (42 U.S.C. 300x-4(a)) is amended—

16 (1) in paragraph (1), by inserting “and the re-
 17 port of the State under section 1942(a) concerning
 18 the preceding fiscal year” after “to the grant”; and

19 (2) in paragraph (2), by inserting before the pe-
 20 riod “and any comments concerning the annual re-
 21 port”.

22 (c) MAINTENANCE OF EFFORT.—Section 1915(b) of
 23 the Public Health Service Act (42 U.S.C. 300x-4(b)) is
 24 amended—

1 (1) by redesignating paragraphs (2) and (3) as
2 paragraphs (3) and (4), respectively; and

3 (2) by inserting after paragraph (1), the fol-
4 lowing:

5 “(2) EXCLUSION OF CERTAIN FUNDS.—The
6 Secretary may exclude from the aggregate State ex-
7 penditures under subsection (a), funds appropriated
8 to the principle agency for authorized activities
9 which are of a non-recurring nature and for a spe-
10 cific purpose.”.

11 (d) APPLICATION FOR GRANTS.—Section 1917(a)(1)
12 of the Public Health Service Act (42 U.S.C. 300x-6(a)(1))
13 is amended to read as follows:

14 “(1) the plan is received by the Secretary not
15 later than September 1 of the fiscal year prior to the
16 fiscal year for which a State is seeking funds; and
17 the report from the previous fiscal year as required
18 under section 1941 is received by December 1 of the
19 fiscal year of the grant;”.

20 (e) WAIVERS FOR TERRITORIES.—Section 1917(b) of
21 the Public Health Service Act (42 U.S.C. 300x-6(b)) is
22 amended by striking “whose allotment under section 1911
23 for the fiscal year is the amount specified in section
24 1918(c)(2)(B)” and inserting in its place “except Puerto
25 Rico”.

1 (f) AUTHORIZATION OF APPROPRIATION.—Section
 2 1920 of the Public Health Service Act (42 U.S.C. 300x—
 3 9) is amended—

4 (1) in subsection (a), by striking
 5 “\$450,000,000” and all that follows through the end
 6 and inserting “\$450,000,000 for fiscal year 2000,
 7 and such sums as may be necessary for each of the
 8 fiscal years 2001 and 2002.”; and

9 (2) in subsection (b)(2), by striking “section
 10 505” and inserting “sections 505 and 1971”.

11 **SEC. 205. DETERMINATION OF ALLOTMENT.**

12 Section 1918(b) of the Public Health Service Act (42
 13 U.S.C. 300x-7(b)) is amended to read as follows:

14 “(b) MINIMUM ALLOTMENTS FOR STATES.—With re-
 15 spect to fiscal year 2000, and subsequent fiscal years, the
 16 amount of the allotment of a State under section 1911
 17 shall not be less than the amount the State received under
 18 such section for fiscal year 1998.”.

19 **SEC. 206. PROTECTION AND ADVOCACY FOR MENTALLY ILL**
 20 **INDIVIDUALS ACT OF 1986.**

21 (a) SHORT TITLE.—The first section of the Protec-
 22 tion and Advocacy for Mentally Ill Individuals Act of 1986
 23 (Public Law 99-319) is amended to read as follows:

1 **“SECTION 1. SHORT TITLE.**

2 “This Act may be cited as the ‘Protection and Advo-
3 cacy for Individuals with Mental Illness Act’.”

4 (b) DEFINITIONS.—Section 102 of the Protection
5 and Advocacy for Individuals with Mental Illness Act (as
6 amended by subsection (a)) (42 U.S.C. 10802) is
7 amended—

8 (1) in paragraph (4)—

9 (A) in the matter preceding subparagraph
10 (A), by inserting “, except as provided in sec-
11 tion 104(d),” after “means”;

12 (B) in subparagraph (B)—

13 (i) by striking “(i)” who” and insert-
14 ing “(i)(I) who”;

15 (ii) by redesignating clauses (ii) and
16 (iii) as subclauses (II) and (III);

17 (iii) in subclause (III) (as so redesign-
18 ated), by striking the period and inserting
19 “; or”; and

20 (iv) by adding at the end the fol-
21 lowing:

22 “(ii) who satisfies the requirements of sub-
23 paragraph (A) and lives in a community set-
24 ting, including their own home.”; and

25 (2) by adding at the end the following:

1 “(8) The term ‘American Indian consortium’
 2 means a consortium established under part C of the
 3 Developmental Disabilities Assistance and Bill of
 4 Rights Act (42 U.S.C. 6042 et seq.).”.

5 (c) USE OF ALLOTMENTS.—Section 104 of the Pro-
 6 tection and Advocacy for Individuals with Mental Illness
 7 Act (as amended by subsection (a)) (42 U.S.C. 10804)
 8 is amended by adding at the end the following:

9 “(d) The definition of ‘individual with a mental ill-
 10 ness’ contained in section 102(4)(B)(iii) shall apply, and
 11 thus an eligible system may use its allotment under this
 12 title to provide representation to such individuals, only if
 13 the total allotment under this title for any fiscal year is
 14 \$30,000,000 or more, and in such case, an eligible system
 15 must give priority to representing persons with mental ill-
 16 ness as defined in subparagraphs (A) and (B)(i) of section
 17 102(4).”.

18 (d) MINIMUM AMOUNT.—Paragraph (2) of section
 19 112(a) of the Protection and Advocacy for Individuals
 20 with Mental Illness Act (as amended by subsection (a))
 21 (42 U.S.C. 10822(a)(2)) is amended to read as follows:

22 “(2)(A) The minimum amount of the allotment
 23 of an eligible system shall be the product (rounded
 24 to the nearest \$100) of the appropriate base amount

1 determined under subparagraph (B) and the factor
 2 specified in subparagraph (C).

3 “(B) For purposes of subparagraph (A), the
 4 appropriate base amount—

5 “(i) for American Samoa, Guam, the Mar-
 6 shall Islands, the Federated States of Micro-
 7 nesia, the Commonwealth of the Northern Mar-
 8 iana Islands, the Republic of Palau, and the
 9 Virgin Islands, is \$139,300; and

10 “(ii) for any other State, is \$260,000.

11 “(C) The factor specified in this subparagraph
 12 is the ratio of the amount appropriated under sec-
 13 tion 117 for the fiscal year for which the allotment
 14 is being made to the amount appropriated under
 15 such section for fiscal year 1995.

16 “(D) If the total amount appropriated for a fis-
 17 cal year is at least \$25,000,000, the Secretary shall
 18 make an allotment in accordance with subparagraph
 19 (A) to the eligible system serving the American In-
 20 dian consortium.”.

21 (c) TECHNICAL AMENDMENTS.—Section 112(a) of
 22 the Protection and Advocacy for Individuals with Mental
 23 Illness Act (as amended by subsection (a)) (42 U.S.C.
 24 10822(a)) is amended—

1 (1) in paragraph (1)(B), by striking “Trust
 2 Territory of the Pacific Islands” and inserting
 3 “Marshall Islands, the Federated States of Micro-
 4 nesia, the Republic of Palau”; and
 5 (2) by striking paragraph (3).

6 (f) REAUTHORIZATION.—Section 117 of the Protec-
 7 tion and Advocacy for Individuals with Mental Illness Act
 8 (as amended by subsection (a)) (42 U.S.C. 10827) is
 9 amended by striking “1995” and inserting “2002”.

10 **TITLE III—PROVISIONS RELAT-** 11 **ING TO SUBSTANCE ABUSE**

12 **SEC. 301. PRIORITY SUBSTANCE ABUSE TREATMENT NEEDS** 13 **OF REGIONAL AND NATIONAL SIGNIFICANCE.**

14 (a) IN GENERAL.—Section 508 of the Public Health
 15 Service Act (42 U.S.C. 290bb-1) is amended to read as
 16 follows:

17 **“SEC. 508. PRIORITY SUBSTANCE ABUSE TREATMENT** 18 **NEEDS OF REGIONAL AND NATIONAL SIG-** 19 **NIFICANCE.**

20 “(a) PROJECTS.—The Secretary shall address pri-
 21 ority substance abuse treatment needs of regional and na-
 22 tional significance (as determined under subsection (b))
 23 through the provision of or through assistance for—

- 1 “(1) knowledge development and application
 2 projects for treatment and rehabilitation and the
 3 conduct or support of evaluations of such projects;
 4 “(2) training and technical assistance; and
 5 “(3) targeted capacity response programs.

6 The Secretary may carry out the activities described in
 7 this section directly or through grants, contracts, or coop-
 8 erative agreements with States, political subdivisions of
 9 States, Indian tribes and tribal organizations, other public
 10 or nonprofit private entities.

11 “(b) PRIORITY SUBSTANCE ABUSE TREATMENT
 12 NEEDS.—Priority substance abuse treatment needs of re-
 13 gional and national significance shall be determined by the
 14 Secretary after consultation with States and other inter-
 15 ested groups. The Secretary shall meet with the States
 16 and interested groups on an annual basis to discuss pro-
 17 gram priorities.

18 “(c) REQUIREMENTS.—

19 “(1) IN GENERAL.—Recipients of grants, con-
 20 tracts, or cooperative agreements under this section
 21 shall comply with information and application re-
 22 quirements determined appropriate by the Secretary.

23 “(2) DURATION OF AWARD.—With respect to a
 24 grant, contract, or cooperative agreement awarded
 25 under this section, the period during which pay-

1 ments under such award are made to the recipient
2 may not exceed 5 years.

3 ~~“(3) MATCHING FUNDS.—~~The Secretary may,
4 for projects carried out under subsection (a), require
5 that entities that apply for grants, contracts, or co-
6 operative agreements under that project provide
7 non-Federal matching funds, as determined appro-
8 priate by the Secretary, to ensure the institutional
9 commitment of the entity to the projects funded
10 under the grant, contract, or cooperative agreement.
11 Such non-Federal matching funds may be provided
12 directly or through donations from public or private
13 entities and may be in cash or in kind, fairly evalu-
14 ated, including plant, equipment, or services.

15 ~~“(4) MAINTENANCE OF EFFORT.—~~With respect
16 to activities for which a grant, contract, or coopera-
17 tive agreement is awarded under this section, the
18 Secretary may require that recipients for specific
19 projects under subsection (a) agree to maintain ex-
20 penditures of non-Federal amounts for such activi-
21 ties at a level that is not less than the level of such
22 expenditures maintained by the entity for the fiscal
23 year preceding the fiscal year for which the entity
24 receives such a grant, contract, or cooperative agree-
25 ment.

16 “(f) ~~AUTHORIZATION OF APPROPRIATION.~~—There
17 are authorized to be appropriated to carry out this section,
18 \$300,000,000 for fiscal year 2000 and such sums as may
19 be necessary for each of the fiscal years 2001 and 2002.”.

23 (1) ~~Section 510 (42 U.S.C. 290bb-3).~~
24 (2) ~~Section 511 (42 U.S.C. 290bb-4).~~
25 (3) ~~Section 512 (42 U.S.C. 290bb-5).~~

1 ~~(4) Section 571 (42 U.S.C. 290gg).~~

2 **SEC. 302. PRIORITY SUBSTANCE ABUSE PREVENTION**
 3 **NEEDS OF REGIONAL AND NATIONAL SIG-**
 4 **NIFICANCE.**

5 ~~(a) IN GENERAL.—~~Section 516 of the Public Health
 6 Service Act ~~(42 U.S.C. 290bb-1)~~ is amended to read as
 7 follows:

8 **“SEC. 516. PRIORITY SUBSTANCE ABUSE PREVENTION**
 9 **NEEDS OF REGIONAL AND NATIONAL SIG-**
 10 **NIFICANCE.**

11 ~~“(a) PROJECTS.—~~The Secretary shall address pri-
 12 ority substance abuse prevention needs of regional and na-
 13 tional significance ~~(as determined under subsection (b))~~
 14 through the provision of or through assistance for—

15 ~~“(1) knowledge development and application~~
 16 projects for prevention and the conduct or support
 17 of evaluations of such projects;

18 ~~“(2) training and technical assistance; and~~

19 ~~“(3) targeted capacity response programs.~~

20 The Secretary may carry out the activities described in
 21 this section directly or through grants, contracts, or coop-
 22 erative agreements with States, political subdivisions of
 23 States, Indian tribes and tribal organizations, or other
 24 public or nonprofit private entities.

1 “(b) PRIORITY SUBSTANCE ABUSE PREVENTION
 2 NEEDS.—Priority substance abuse prevention needs of re-
 3 gional and national significance shall be determined by the
 4 Secretary in consultation with the States and other inter-
 5 ested groups. The Secretary shall meet with the States
 6 and interested groups on an annual basis to discuss pro-
 7 gram priorities.

8 “(c) REQUIREMENTS.—

9 “(1) IN GENERAL.—Recipients of grants, con-
 10 tracts, and cooperative agreements under this sec-
 11 tion shall comply with information and application
 12 requirements determined appropriate by the Sec-
 13 retary.

14 “(2) DURATION OF AWARD.—With respect to a
 15 grant, contract, or cooperative agreement awarded
 16 under this section, the period during which pay-
 17 ments under such award are made to the recipient
 18 may not exceed 5 years.

19 “(3) MATCHING FUNDS.—The Secretary may,
 20 for projects carried out under subsection (a), require
 21 that entities that apply for grants, contracts, or co-
 22 operative agreements under that project provide
 23 non-Federal matching funds, as determined appro-
 24 priate by the Secretary, to ensure the institutional
 25 commitment of the entity to the projects funded

1 under the grant, contract, or cooperative agreement.
 2 Such non-Federal matching funds may be provided
 3 directly or through donations from public or private
 4 entities and may be in cash or in kind, fairly evalu-
 5 ated, including plant, equipment, or services.

6 “(4) MAINTENANCE OF EFFORT.—With respect
 7 to activities for which a grant, contract, or coopera-
 8 tive agreement is awarded under this section, the
 9 Secretary may require that recipients for specific
 10 projects under subsection (a) agree to maintain ex-
 11 penditures of non-Federal amounts for such activi-
 12 ties at a level that is not less than the level of such
 13 expenditures maintained by the entity for the fiscal
 14 year preceding the fiscal year for which the entity
 15 receives such a grant, contract, or cooperative agree-
 16 ment.

17 “(d) EVALUATION.—The Secretary shall evaluate
 18 each project carried out under subsection (a)(1) and shall
 19 disseminate the findings with respect to each such evalua-
 20 tion to appropriate public and private entities.

21 “(e) INFORMATION AND EDUCATION.—The Secretary
 22 shall establish comprehensive information and education
 23 programs to disseminate the findings of the knowledge de-
 24 velopment and application, training and technical assist-
 25 ance programs, and targeted capacity response programs

1 under this section to the general public and to health pro-
 2 fessionals. The Secretary shall make every effort to pro-
 3 vide linkages between the findings of supported projects
 4 and State agencies responsible for carrying out substance
 5 abuse prevention and treatment programs.

6 “(f) ~~AUTHORIZATION OF APPROPRIATION.~~—There
 7 are authorized to be appropriated to carry out this section;
 8 \$300,000,000 for fiscal year 2000, and such sums as may
 9 be necessary for each of the fiscal years 2001 and 2002.”.

10 (b) ~~CONFORMING AMENDMENTS.~~—Section 518 of the
 11 Public Health Service Act (42 U.S.C. 290bb–24) is re-
 12 pealed.

13 **SEC. 303. SUBSTANCE ABUSE PREVENTION AND TREAT-**
 14 **MENT PERFORMANCE PARTNERSHIP BLOCK**
 15 **GRANT.**

16 (a) ~~ALLOCATION REGARDING ALCOHOL AND OTHER~~
 17 ~~DRUGS.~~—Section 1922 of the Public Health Service Act
 18 (42 U.S.C. 300x–22) is amended by—

19 (1) striking subsection (a); and

20 (2) redesignating subsections (b) and (c) as
 21 subsections (a) and (b).

22 (b) ~~GROUP HOMES FOR RECOVERING SUBSTANCE~~
 23 ~~ABUSERS.~~—Section 1925(a) of the Public Health Service
 24 Act (42 U.S.C. 300x–25(a)) is amended by striking “For
 25 fiscal year 1993” and all that follows through the colon

1 and inserting the following: “A State, using funds avail-
 2 able under section 1921, may establish and maintain the
 3 ongoing operation of a revolving fund in accordance with
 4 this section to support group homes for recovering sub-
 5 stance abusers as follows.”.

6 (c) MAINTENANCE OF EFFORT.—Section 1930 of the
 7 Public Health Service Act (42 U.S.C. 300x-30) is
 8 amended—

9 (1) by redesignating subsections (b) and (c) as
 10 subsections (c) and (d) respectively; and

11 (2) by inserting after subsection (a), the fol-
 12 lowing:

13 “(b) EXCLUSION OF CERTAIN FUNDS.—The Sec-
 14 retary may exclude from the aggregate State expenditures
 15 under subsection (a), funds appropriated to the principle
 16 agency for authorized activities which are of a non-recur-
 17 ring nature and for a specific purpose.”.

18 (d) APPLICATIONS FOR GRANTS.—Section
 19 1932(a)(1) of the Public Health Service Act (42 U.S.C.
 20 300x-32(a)(1)) is amended to read as follows:

21 “(1) the application is received by the Secretary
 22 not later than September 1 of the fiscal year prior
 23 to the fiscal year for which the State is seeking
 24 funds;”.

1 (e) ~~WAIVER FOR TERRITORIES.~~—Section 1932(e) of
 2 the Public Health Service Act (42 U.S.C. 300x-32(e)) is
 3 amended by striking “whose allotment under section 1921
 4 for the fiscal year is the amount specified in section
 5 1933(e)(2)(B)” and inserting “except Puerto Rico”.

6 (f) ~~WAIVER AUTHORITY FOR CERTAIN REQUIRE-~~
 7 ~~MENTS.~~—

8 (1) ~~IN GENERAL.~~—Section 1932 of the Public
 9 Health Service Act (42 U.S.C. 300x-32) is amended
 10 by adding at the end the following:

11 “~~(e) WAIVER AUTHORITY FOR CERTAIN REQUIRE-~~
 12 ~~MENTS.~~—

13 “~~(1) IN GENERAL.~~—Upon the request of a
 14 State, the Secretary may waive the requirements of
 15 all or part of the sections described in paragraph (2)
 16 using objective criteria established by the Secretary
 17 by regulation after consultation with the States and
 18 other interested parties including consumers and
 19 providers.

20 “~~(2) SECTIONS.~~—The sections described in
 21 paragraph (1) are sections 1922(e), 1923, 1924 and
 22 1928.

23 “~~(3) DATE CERTAIN FOR ACTING UPON RE-~~
 24 ~~QUEST.~~—The Secretary shall approve or deny a re-
 25 quest for a waiver under paragraph (1) and inform

1 the State of that decision not later than 120 days
 2 after the date on which the request and all the infor-
 3 mation needed to support the request are submitted.

4 “(4) ANNUAL REPORTING REQUIREMENT.—The
 5 Secretary shall annually report to the general public
 6 on the States that receive a waiver under this sub-
 7 section.”.

8 (2) CONFORMING AMENDMENTS.—Effective
 9 upon the publication of the regulations developed in
 10 accordance with section 1932(c)(1) of the Public
 11 Health Service Act (42 U.S.C. 300x-32(d))—

12 (A) section 1922(e) of the Public Health
 13 Service Act (42 U.S.C. 300x-22(e)) is amended
 14 by—

15 (i) striking paragraph (2); and

16 (ii) redesignating paragraph (3) as
 17 paragraph (2); and

18 (B) section 1928(d) of the Public Health
 19 Service Act (42 U.S.C. 300x-28(d)) is repealed.

20 (g) AUTHORIZATION OF APPROPRIATION.—Section
 21 1935 of the Public Health Service Act (42 U.S.C. 300x-
 22 35) is amended—

23 (1) in subsection (a), by striking
 24 “\$1,500,000,000” and all that follows through the
 25 end and inserting “\$2,000,000,000 for fiscal year

1 2000, and such sums as may be necessary for each
2 of the fiscal years 2001 and 2002.”;

3 (2) in subsection (b)(1), by striking “section
4 505” and inserting “sections 505 and 1971”;

5 (3) in subsection (b)(2), by striking “1949(a)”
6 and inserting “1948(a)”; and

7 (4) in subsection (b), by adding at the end the
8 following:

9 “~~(3)~~ CORE DATA SET.—A State that receives a
10 new grant, contract, or cooperative agreement from
11 amounts available to the Secretary under paragraph
12 (1), for the purposes of improving the data collec-
13 tion, analysis and reporting capabilities of the State,
14 shall be required, as a condition of receipt of funds,
15 to collect, analyze, and report to the Secretary for
16 each fiscal year subsequent to receiving such funds
17 a core data set to be determined by the Secretary in
18 conjunction with the States.”.

19 **SEC. 304. DETERMINATION OF ALLOTMENTS.**

20 Section 1933(b) of the Public Health Service Act (42
21 U.S.C. 300x-33(b)) is amended to read as follows:

22 “~~(b)~~ MINIMUM ALLOTMENTS FOR STATES.—

23 “~~(1)~~ IN GENERAL.—With respect to fiscal year
24 2000, and each subsequent fiscal year, the amount
25 of the allotment of a State under section 1921 shall

1 not be less than the amount the State received
 2 under such section for the previous fiscal year in-
 3 creased by an amount equal to 30.65 percent of the
 4 percentage by which the aggregate amount allotted
 5 to all States for such fiscal year exceeds the aggre-
 6 gate amount allotted to all States for the previous
 7 fiscal year.

8 “(2) LIMITATIONS.—

9 “(A) IN GENERAL.—Except as provided in
 10 subparagraph (B), a State shall not receive an
 11 allotment under section 1921 for a fiscal year
 12 in an amount that is less than an amount equal
 13 to 0.375 percent of the amount appropriated
 14 under section 1935(a) for such fiscal year.

15 “(B) EXCEPTION.—In applying subpara-
 16 graph (A), the Secretary shall ensure that no
 17 State receives an increase in its allotment under
 18 section 1921 for a fiscal year (as compared to
 19 the amount allotted to the State in the prior
 20 fiscal year) that is in excess of an amount equal
 21 to 300 percent of the percentage by which the
 22 amount appropriated under section 1935(a) for
 23 such fiscal year exceeds the amount appro-
 24 priated for the prior fiscal year.

1 “(3) DECREASE IN OR EQUAL APPROPRIA-
 2 TIONS.—If the amount appropriated under section
 3 1935(a) for a fiscal year is equal to or less than the
 4 amount appropriated under such section for the
 5 prior fiscal year, the amount of the State allotment
 6 under section 1921 shall be equal to the amount
 7 that the State received under section 1921 in the
 8 prior fiscal year decreased by the percentage by
 9 which the amount appropriated for such fiscal year
 10 is less than the amount appropriated or such section
 11 for the prior fiscal year.”.

12 **TITLE IV—PROVISIONS RELAT-**
 13 **ING TO FLEXIBILITY AND AC-**
 14 **COUNTABILITY**

15 **SEC. 401. GENERAL AUTHORITIES AND PEER REVIEW.**

16 (a) GENERAL AUTHORITIES.—Paragraph (1) of sec-
 17 tion 501(e) of the Public Health Service Act (42 U.S.C.
 18 290aa(e)) is amended to read as follows:

19 “(1) IN GENERAL.—There may be in the Ad-
 20 ministration an Associate Administrator for Alcohol
 21 Prevention and Treatment Policy to whom the Ad-
 22 ministrator may delegate the functions of promoting;
 23 monitoring, and evaluating service programs for the
 24 prevention and treatment of alcoholism and alcohol
 25 abuse within the Center for Substance Abuse Pre-

1 vention, the Center for Substance Abuse Treatment
 2 and the Center for Mental Health Services, and co-
 3 ordinating such programs among the Centers, and
 4 among the Centers and other public and private en-
 5 tities. The Associate Administrator also may ensure
 6 that alcohol prevention, education, and policy strate-
 7 gies are integrated into all programs of the Centers
 8 that address substance abuse prevention, education,
 9 and policy, and that the Center for Substance Abuse
 10 Prevention addresses the Healthy People 2010 goals
 11 and the National Dietary Guidelines of the Depart-
 12 ment of Health and Human Services and the De-
 13 partment of Agriculture related to alcohol consump-
 14 tion.”.

15 (b) **PEER REVIEW.**—Section 504 of the Public
 16 Health Service (42 U.S.C. 290aa-3) is amended as fol-
 17 lows:

18 **“SEC. 504. PEER REVIEW.**

19 “(a) **IN GENERAL.**—The Secretary, after consulta-
 20 tion with the Administrator, shall require appropriate peer
 21 review of grants, cooperative agreements, and contracts to
 22 be administered through the agency which exceed the sim-
 23 ple acquisition threshold as defined in section 4(11) of the
 24 Office of Federal Procurement Policy Act.

1 “(b) MEMBERS.—The members of any peer review
 2 group established under subsection (a) shall be individuals
 3 who by virtue of their training or experience are eminently
 4 qualified to perform the review functions of the group. Not
 5 more than $\frac{1}{4}$ of the members of any such peer review
 6 group shall be officers or employees of the United States.

7 “(c) ADVISORY COUNCIL REVIEW.—If the direct cost
 8 of a grant or cooperative agreement (described in sub-
 9 section (a)) exceeds the simple acquisition threshold as de-
 10 fined by section 4(11) of the Office of Federal Procure-
 11 ment Policy Act, the Secretary may make such a grant
 12 or cooperative agreement only if such grant or cooperative
 13 agreement is recommended—

14 “(1) after peer review required under sub-
 15 section (a); and

16 “(2) by the appropriate advisory council.

17 “(d) CONDITIONS.—The Secretary may establish lim-
 18 ited exceptions to the limitations contained in this section
 19 regarding participation of Federal employees and advisory
 20 council approval. The circumstances under which the Sec-
 21 retary may make such an exception shall be made public.”.

22 **SEC. 402. ADVISORY COUNCILS.**

23 Section 502(e) of the Public Health Service Act (42
 24 U.S.C. 290aa-1(e)) is amended in the first sentence by
 25 striking “3 times” and inserting “2 times”.

1 **SEC. 403. GENERAL PROVISIONS FOR THE PERFORMANCE**
 2 **PARTNERSHIP BLOCK GRANTS.**

3 (a) **PLANS FOR PERFORMANCE PARTNERSHIPS.—**

4 Section 1949 of the Public Health Service Act (42 U.S.C.
 5 300x-59) is amended as follows:

6 **“SEC. 1949. PLANS FOR PERFORMANCE PARTNERSHIPS.**

7 “(a) **DEVELOPMENT.**—The Secretary in conjunction
 8 with States and other interested groups shall develop sepa-
 9 rate plans for the programs authorized under subparts I
 10 and II for creating more flexibility for States and account-
 11 ability based on outcome and other performance measures.
 12 The plans shall each include—

13 “(1) a description of the flexibility that would
 14 be given to the States under the plan;

15 “(2) the common set of performance measures
 16 that would be used for accountability, including
 17 measures that would be used for the program under
 18 subpart II for pregnant addicts, HIV transmission,
 19 tuberculosis, and those with a co-occurring sub-
 20 stance abuse and mental disorders, and for pro-
 21 grams under subpart I for children with serious
 22 emotional disturbance and adults with serious men-
 23 tal illness and for individuals with co-occurring men-
 24 tal health and substance abuse disorders;

25 “(3) the definitions for the data elements to be
 26 used under the plan;

1 expenditure until the end of the fiscal year following the
 2 fiscal year for which the amounts were paid.”.

3 **SEC. 404. DATA INFRASTRUCTURE PROJECTS.**

4 Part C of title XIX of the Public Health Service Act
 5 (42 U.S.C. 300y et seq.) is amended—

6 (1) by striking the headings for part C and sub-
 7 part I and inserting the following:

8 **“PART C—CERTAIN PROGRAMS REGARDING**
 9 **MENTAL HEALTH AND SUBSTANCE ABUSE**

10 **“Subpart I—Data Infrastructure Development”;**

11 (2) by striking section 1971 (42 U.S.C. 300y)
 12 and inserting the following:

13 **“SEC. 1971. DATA INFRASTRUCTURE DEVELOPMENT.**

14 **“(a) IN GENERAL.—**The Secretary may make grants
 15 to, and enter into contracts or cooperative agreements
 16 with States for the purpose of developing and operating
 17 mental health or substance abuse data collection, analysis,
 18 and reporting systems with regard to performance meas-
 19 ures including capacity, process, and outcomes measures.

20 **“(b) PROJECTS.—**The Secretary shall establish cri-
 21 teria to ensure that assistance will be available under this
 22 section to States that have a fundamental basis for the
 23 collection, analysis, and reporting of mental health and
 24 substance abuse performance measures and States that do
 25 not have such basis. The Secretary will establish criteria

1 for determining whether a State has a fundamental basis
 2 for the collection, analysis, and reporting of data.

3 ~~“(c) CONDITION OF RECEIPT OF FUNDS.—As a con-~~
 4 ~~dition of the receipt of an award under this section a State~~
 5 ~~shall agree to collect, analyze, and report to the Secretary~~
 6 ~~within 2 years of the date of the award on a core set of~~
 7 ~~performance measures to be determined by the Secretary~~
 8 ~~in conjunction with the States.~~

9 ~~“(d) DURATION OF SUPPORT.—The period during~~
 10 ~~which payments may be made for a project under sub-~~
 11 ~~section (a) may be not less than 3 years nor more than~~
 12 ~~5 years.~~

13 ~~“(e) AUTHORIZATION OF APPROPRIATION.—~~

14 ~~“(1) IN GENERAL.—For the purpose of ear-~~
 15 ~~rying out this section, there are authorized to be ap-~~
 16 ~~propriated such sums as may be necessary for each~~
 17 ~~of the fiscal years 2000, 2001 and 2002.~~

18 ~~“(2) ALLOCATION.—Of the amounts appro-~~
 19 ~~priated under paragraph (1) for a fiscal year, 50~~
 20 ~~percent shall be expended to support data infrastruc-~~
 21 ~~ture development for mental health and 50 percent~~
 22 ~~shall be expended to support data infrastructure de-~~
 23 ~~velopment for substance abuse.”.~~

1 **SEC. 405. REPEAL OF OBSOLETE ADDICT REFERRAL PROVI-**
 2 **SIONS.**

3 (a) REPEAL OF OBSOLETE PUBLIC HEALTH SERV-
 4 ICE ACT AUTHORITIES.—Part E of title III (42 U.S.C.
 5 257 et seq.) is repealed.

6 (b) REPEAL OF OBSOLETE NARA AUTHORITIES.—
 7 Titles III and IV of the Narcotic Addict Rehabilitation
 8 Act of 1966 (Public Law 89–793) are repealed.

9 (c) REPEAL OF OBSOLETE TITLE 28 AUTHORI-
 10 TIES.—

11 (1) IN GENERAL.—Chapter 175 of title 28,
 12 United States Code, is repealed.

13 (2) TABLE OF CONTENTS.—The table of con-
 14 tents to part VI of title 28, United States Code, is
 15 amended by striking the items relating to chapter
 16 175.

17 **SECTION 1. SHORT TITLE; TABLE OF CONTENTS.**

18 (a) *SHORT TITLE.*—This Act may be cited as the
 19 “Youth Drug and Mental Health Services Act”.

20 (b) *TABLE OF CONTENTS.*—The table of contents for
 21 this Act is as follows:

Sec. 1. Short title; table of contents.

**TITLE I—PROVISIONS RELATING TO SERVICES FOR CHILDREN AND
 ADOLESCENTS**

Sec. 101. Children and violence.

Sec. 102. Emergency response.

Sec. 103. High risk youth reauthorization.

Sec. 104. Substance abuse treatment services for children and adolescents.

- Sec. 105. Comprehensive community services for children with serious emotional disturbance.*
Sec. 106. Services for children of substance abusers.
Sec. 107. Services for youth offenders.
Sec. 108. General provisions.

TITLE II—PROVISIONS RELATING TO MENTAL HEALTH

- Sec. 201. Priority mental health needs of regional and national significance.*
Sec. 202. Grants for the benefit of homeless individuals.
Sec. 203. Projects for assistance in transition from homelessness.
Sec. 204. Community mental health services performance partnership block grant.
Sec. 205. Determination of allotment.
Sec. 206. Protection and Advocacy for Mentally Ill Individuals Act of 1986.
Sec. 207. Requirement relating to the rights of residents of certain facilities.

TITLE III—PROVISIONS RELATING TO SUBSTANCE ABUSE

- Sec. 301. Priority substance abuse treatment needs of regional and national significance.*
Sec. 302. Priority substance abuse prevention needs of regional and national significance.
Sec. 303. Substance abuse prevention and treatment performance partnership block grant.
Sec. 304. Determination of allotments.
Sec. 305. Nondiscrimination and institutional safeguards for religious providers.
Sec. 306. Alcohol and drug prevention or treatment services for Indians and Native Alaskans.

TITLE IV—PROVISIONS RELATING TO FLEXIBILITY AND ACCOUNTABILITY

- Sec. 401. General authorities and peer review.*
Sec. 402. Advisory councils.
Sec. 403. General provisions for the performance partnership block grants.
Sec. 404. Data infrastructure projects.
Sec. 405. Repeal of obsolete addict referral provisions.
Sec. 406. Individuals with co-occurring disorders.
Sec. 407. Services for individuals with co-occurring disorders.

1 TITLE I—PROVISIONS RELATING 2 TO SERVICES FOR CHILDREN 3 AND ADOLESCENTS

4 SEC. 101. CHILDREN AND VIOLENCE.

5 Title V of the Public Health Service Act (42 U.S.C.
6 290aa et seq.) is amended by adding at the end the fol-
7 lowing:

1 “PART G—PROJECTS FOR CHILDREN AND VIOLENCE

2 “SEC. 581. CHILDREN AND VIOLENCE.

3 “(a) IN GENERAL.—The Secretary, in consultation
4 with the Secretary of Education and the Attorney General,
5 shall carry out directly or through grants, contracts or coop-
6 erative agreements with public entities a program to assist
7 local communities in developing ways to assist children in
8 dealing with violence.

9 “(b) ACTIVITIES.—Under the program under sub-
10 section (a), the Secretary may—

11 “(1) provide financial support to enable local
12 communities to implement programs to foster the
13 health and development of children;

14 “(2) provide technical assistance to local commu-
15 nities with respect to the development of programs de-
16 scribed in paragraph (1);

17 “(3) provide assistance to local communities in
18 the development of policies to address violence when
19 and if it occurs; and

20 “(4) assist in the creation of community part-
21 nerships among law enforcement, education systems
22 and mental health and substance abuse service sys-
23 tems.

1 “(c) *REQUIREMENTS.*—An application for a grant,
 2 contract or cooperative agreement under subsection (a) shall
 3 demonstrate that—

4 “(1) the applicant will use amounts received to
 5 create a partnership described in subsection (b)(4) to
 6 address issues of violence in schools;

7 “(2) the activities carried out by the applicant
 8 will provide a comprehensive method for addressing
 9 violence, that will include—

10 “(A) security;

11 “(B) educational reform;

12 “(C) the review and updating of school poli-
 13 cies;

14 “(D) alcohol and drug abuse prevention and
 15 early intervention services;

16 “(E) mental health prevention and treat-
 17 ment services; and

18 “(F) early childhood development and psy-
 19 chosocial services; and

20 “(3) the applicant will use amounts received
 21 only for the services described in subparagraphs (D),
 22 (E), and (F) of paragraph (2).

23 “(d) *GEOGRAPHICAL DISTRIBUTION.*—The Secretary
 24 shall ensure that grants, contracts or cooperative agree-
 25 ments under subsection (a) will be distributed equitably

1 *among the regions of the country and among urban and*
 2 *rural areas.*

3 “(e) *DURATION OF AWARDS.*—*With respect to a grant,*
 4 *contract or cooperative agreement under subsection (a), the*
 5 *period during which payments under such an award will*
 6 *be made to the recipient may not exceed 5 years.*

7 “(f) *EVALUATION.*—*The Secretary shall conduct an*
 8 *evaluation of each project carried out under this section and*
 9 *shall disseminate the results of such evaluations to appro-*
 10 *priate public and private entities.*

11 “(g) *INFORMATION AND EDUCATION.*—*The Secretary*
 12 *shall establish comprehensive information and education*
 13 *programs to disseminate the findings of the knowledge de-*
 14 *velopment and application under this section to the general*
 15 *public and to health care professionals.*

16 “(h) *AUTHORIZATION OF APPROPRIATIONS.*—*There is*
 17 *authorized to be appropriated to carry out this section,*
 18 *\$100,000,000 for fiscal year 2000, and such sums as may*
 19 *be necessary for each of fiscal years 2001 and 2002.*

20 **“SEC. 582. GRANTS TO ADDRESS THE PROBLEMS OF PER-**
 21 **SONS WHO EXPERIENCE VIOLENCE RELATED**
 22 **STRESS.**

23 “(a) *IN GENERAL.*—*The Secretary shall award grants,*
 24 *contracts or cooperative agreements to public and nonprofit*
 25 *private entities, as well as to Indian tribes and tribal orga-*

1 nizations, for the purpose of establishing a national and
 2 regional centers of excellence on psychological trauma re-
 3 sponse and for developing knowledge with regard to evi-
 4 dence-based practices for treating psychiatric disorders re-
 5 sulting from witnessing or experiencing such stress.

6 “(b) *PRIORITIES.*—In awarding grants, contracts or
 7 cooperative agreements under subsection (a) related to the
 8 development of knowledge on evidence-based practices for
 9 treating disorders associated with psychological trauma, the
 10 Secretary shall give priority to programs that work with
 11 children, adolescents, adults, and families who are survivors
 12 and witnesses of domestic, school and community violence
 13 and terrorism.

14 “(c) *GEOGRAPHICAL DISTRIBUTION.*—The Secretary
 15 shall ensure that grants, contracts or cooperative agree-
 16 ments under subsection (a) with respect to centers of excel-
 17 lence are distributed equitably among the regions of the
 18 country and among urban and rural areas.

19 “(d) *EVALUATION.*—The Secretary, as part of the ap-
 20 plication process, shall require that each applicant for a
 21 grant, contract or cooperative agreement under subsection
 22 (a) submit a plan for the rigorous evaluation of the activi-
 23 ties funded under the grant, contract or agreement, includ-
 24 ing both process and outcomes evaluation, and the submis-
 25 sion of an evaluation at the end of the project period.

1 “(e) *DURATION OF AWARDS.*—With respect to a grant,
 2 contract or cooperative agreement under subsection (a), the
 3 period during which payments under such an award will
 4 be made to the recipient may not exceed 5 years. Such
 5 grants, contracts or agreements may be renewed.

6 “(f) *AUTHORIZATION OF APPROPRIATIONS.*—There is
 7 authorized to be appropriated to carry out this section,
 8 \$50,000,000 for fiscal year 2000, and such sums as may
 9 be necessary for each of fiscal years 2001 and 2002.”.

10 **SEC. 102. EMERGENCY RESPONSE.**

11 Section 501 of the Public Health Service Act (42
 12 U.S.C. 290aa) is amended—

13 (1) by redesignating subsection (m) as subsection
 14 (o);

15 (2) by inserting after subsection (l) the following:

16 “(m) *EMERGENCY RESPONSE.*—

17 “(1) *IN GENERAL.*—Notwithstanding section 504
 18 and except as provided in paragraph (2), the Sec-
 19 retary may use not to exceed 3 percent of all amounts
 20 appropriated under this title for a fiscal year to make
 21 noncompetitive grants, contracts or cooperative agree-
 22 ments to public entities to enable such entities to ad-
 23 dress emergency substance abuse or mental health
 24 needs in local communities.

1 “(2) *EXCEPTIONS.*—Amounts appropriated
2 under part C shall not be subject to paragraph (1).

3 “(3) *EMERGENCIES.*—The Secretary shall estab-
4 lish criteria for determining that a substance abuse or
5 mental health emergency exists and publish such cri-
6 teria in the Federal Register prior to providing funds
7 under this subsection.

8 “(n) *LIMITATION ON THE USE OF CERTAIN INFORMA-*
9 *TION.*—No information, if an establishment or person sup-
10 plying the information or described in it is identifiable, ob-
11 tained in the course of activities undertaken or supported
12 under this title may be used for any purpose other than
13 the purpose for which it was supplied unless such establish-
14 ment or person has consented (as determined under regula-
15 tions of the Secretary) to its use for such other purpose.
16 Such information may not be published or released in other
17 form if the person who supplied the information or who
18 is described in it is identifiable unless such person has con-
19 sented (as determined under regulations of the Secretary)
20 to its publication or release in other form.”; and

21 (3) in subsection (o) (as so redesignated), by
22 striking “1993” and all that follows through the pe-
23 riod and inserting “2000, and such sums as may be
24 necessary for each of the fiscal years 2001 and 2002.”.

1 **SEC. 103. HIGH RISK YOUTH REAUTHORIZATION.**

2 Section 517(h) of the Public Health Service Act (42
3 U.S.C. 290bb–23(h)) is amended by striking “\$70,000,000”
4 and all that follows through “1994” and inserting “such
5 sums as may be necessary for each of the fiscal years 2000
6 through 2002”.

7 **SEC. 104. SUBSTANCE ABUSE TREATMENT SERVICES FOR**
8 **CHILDREN AND ADOLESCENTS.**

9 Subpart 1 of part B of title V of the Public Health
10 Service Act (42 U.S.C. 290bb et seq.) is amended by adding
11 at the end the following:

12 **“SEC. 514. SUBSTANCE ABUSE TREATMENT SERVICES FOR**
13 **CHILDREN AND ADOLESCENTS.**

14 “(a) *IN GENERAL.*—The Secretary shall award grants,
15 contracts, or cooperative agreements to public and private
16 nonprofit entities, including Native Alaskan entities and
17 Indian tribes and tribal organizations, for the purpose of
18 providing substance abuse treatment services for children
19 and adolescents.

20 “(b) *PRIORITY.*—In awarding grants, contracts, or co-
21 operative agreements under subsection (a), the Secretary
22 shall give priority to applicants who propose to—

23 “(1) apply evidenced-based and cost effective
24 methods for the treatment of substance abuse among
25 children and adolescents;

1 “(2) coordinate the provision of treatment serv-
 2 ices with other social service agencies in the commu-
 3 nity, including educational, juvenile justice, child
 4 welfare, and mental health agencies;

5 “(3) provide a continuum of integrated treat-
 6 ment services, including case management, for chil-
 7 dren and adolescents with substance abuse disorders
 8 and their families;

9 “(4) provide treatment that is gender-specific
 10 and culturally appropriate;

11 “(5) involve and work with families of children
 12 and adolescents receiving treatment;

13 “(6) provide aftercare services for children and
 14 adolescents and their families after completion of sub-
 15 stance abuse treatment; and

16 “(7) address the relationship between substance
 17 abuse and violence.

18 “(c) *DURATION OF GRANTS.*—The Secretary shall
 19 award grants, contracts, or cooperative agreements under
 20 subsection (a) for periods not to exceed 5 fiscal years.

21 “(d) *APPLICATION.*—An entity desiring a grant, con-
 22 tract, or cooperative agreement under subsection (a) shall
 23 submit an application to the Secretary at such time, in
 24 such manner, and accompanied by such information as the
 25 Secretary may reasonably require.

1 “(e) *EVALUATION.*—*An entity that receives a grant,*
 2 *contract, or cooperative agreement under subsection (a)*
 3 *shall submit, in the application for such grant, contract,*
 4 *or cooperative agreement, a plan for the evaluation of any*
 5 *project undertaken with funds provided under this section.*
 6 *Such entity shall provide the Secretary with periodic eval-*
 7 *uations of the progress of such project and such evaluation*
 8 *at the completion of such project as the Secretary deter-*
 9 *mines to be appropriate.*

10 “(f) *AUTHORIZATION OF APPROPRIATIONS.*—*There are*
 11 *authorized to be appropriated to carry out this section,*
 12 *\$40,000,000 for fiscal year 2000, and such sums as may*
 13 *be necessary for fiscal years 2001 and 2002.*

14 **“SEC. 514A. EARLY INTERVENTION SERVICES FOR CHIL-**
 15 **DREN AND ADOLESCENTS.**

16 “(a) *IN GENERAL.*—*The Secretary shall award grants,*
 17 *contracts, or cooperative agreements to public and private*
 18 *nonprofit entities, including local educational agencies (as*
 19 *defined in section 14101 of the Elementary and Secondary*
 20 *Education Act of 1965 (20 U.S.C. 8801)), for the purpose*
 21 *of providing early intervention substance abuse services for*
 22 *children and adolescents.*

23 “(b) *PRIORITY.*—*In awarding grants, contracts, or co-*
 24 *operative agreements under subsection (a), the Secretary*

1 *shall give priority to applicants who demonstrate an ability*
2 *to—*

3 “(1) *screen for and assess substance use and*
4 *abuse by children and adolescents;*

5 “(2) *make appropriate referrals for children and*
6 *adolescents who are in need of treatment for substance*
7 *abuse;*

8 “(3) *provide early intervention services, includ-*
9 *ing counseling and ancillary services, that are de-*
10 *signed to meet the developmental needs of children*
11 *and adolescents who are at risk for substance abuse;*
12 *and*

13 “(4) *develop networks with the educational, juve-*
14 *nile justice, social services, and other agencies and or-*
15 *ganizations in the State or local community involved*
16 *that will work to identify children and adolescents*
17 *who are in need of substance abuse treatment services.*

18 “(c) *CONDITION.—In awarding grants, contracts, or*
19 *cooperative agreements under subsection (a), the Secretary*
20 *shall ensure that such grants, contracts, or cooperative*
21 *agreements are allocated, subject to the availability of quali-*
22 *fied applicants, among the principal geographic regions of*
23 *the United States, to Indian tribes and tribal organizations,*
24 *and to urban and rural areas.*

1 “(d) *DURATION OF GRANTS.*—*The Secretary shall*
 2 *award grants, contracts, or cooperative agreements under*
 3 *subsection (a) for periods not to exceed 5 fiscal years.*

4 “(e) *APPLICATION.*—*An entity desiring a grant, con-*
 5 *tract, or cooperative agreement under subsection (a) shall*
 6 *submit an application to the Secretary at such time, in*
 7 *such manner, and accompanied by such information as the*
 8 *Secretary may reasonably require.*

9 “(f) *EVALUATION.*—*An entity that receives a grant,*
 10 *contract, or cooperative agreement under subsection (a)*
 11 *shall submit, in the application for such grant, contract,*
 12 *or cooperative agreement, a plan for the evaluation of any*
 13 *project undertaken with funds provided under this section.*
 14 *Such entity shall provide the Secretary with periodic eval-*
 15 *uations of the progress of such project and such evaluation*
 16 *at the completion of such project as the Secretary deter-*
 17 *mines to be appropriate.*

18 “(g) *AUTHORIZATION OF APPROPRIATIONS.*—*There*
 19 *are authorized to be appropriated to carry out this section,*
 20 *\$20,000,000 for fiscal year 2000, and such sums as may*
 21 *be necessary for fiscal years 2001 and 2002.*

22 **“SEC. 514B. YOUTH INTERAGENCY RESEARCH, TRAINING,**
 23 **AND TECHNICAL ASSISTANCE CENTERS.**

24 “(a) *PROGRAM AUTHORIZED.*—*The Secretary, acting*
 25 *through the Administrator of the Substance Abuse and Men-*

1 *tal Health Services Administration, and in consultation*
 2 *with the Administrator of the Office of Juvenile Justice and*
 3 *Delinquency Prevention, the Director of the Bureau of Jus-*
 4 *tice Assistance and the Director of the National Institutes*
 5 *of Health, shall award grants or contracts to public or non-*
 6 *profit private entities to establish not more than 4 research,*
 7 *training, and technical assistance centers to carry out the*
 8 *activities described in subsection (c).*

9 “(b) *APPLICATION.*—A public or private nonprofit en-
 10 *tity desiring a grant or contract under subsection (a) shall*
 11 *prepare and submit an application to the Secretary at such*
 12 *time, in such manner, and containing such information as*
 13 *the Secretary may require.*

14 “(c) *AUTHORIZED ACTIVITIES.*—A center established
 15 *under a grant or contract under subsection (a) shall—*

16 “(1) *provide training with respect to state-of-the-*
 17 *art mental health and justice-related services and suc-*
 18 *cessful mental health and substance abuse-justice col-*
 19 *laborations that focus on children and adolescents, to*
 20 *public policymakers, law enforcement administrators,*
 21 *public defenders, police, probation officers, judges, pa-*
 22 *role officials, jail administrators and mental health*
 23 *and substance abuse providers and administrators;*

24 “(2) *engage in research and evaluations con-*
 25 *cerning State and local justice and mental health sys-*

1 *tems, including system redesign initiatives, and dis-*
2 *seminate information concerning the results of such*
3 *evaluations;*

4 *“(3) provide direct technical assistance, includ-*
5 *ing assistance provided through toll-free telephone*
6 *numbers, concerning issues such as how to accommo-*
7 *date individuals who are being processed through the*
8 *courts under the Americans with Disabilities Act of*
9 *1990 (42 U.S.C. 12101 et seq.), what types of mental*
10 *health or substance abuse service approaches are effec-*
11 *tive within the judicial system, and how community-*
12 *based mental health or substance abuse services can be*
13 *more effective, including relevant regional, ethnic,*
14 *and gender-related considerations; and*

15 *“(4) provide information, training, and tech-*
16 *nical assistance to State and local governmental offi-*
17 *cials to enhance the capacity of such officials to pro-*
18 *vide appropriate services relating to mental health or*
19 *substance abuse.*

20 *“(d) AUTHORIZATION OF APPROPRIATIONS.—For the*
21 *purpose of carrying out this section, there is authorized to*
22 *be appropriated \$4,000,000 for fiscal year 2000, and such*
23 *sums as may be necessary for fiscal years 2001 and 2002.*

1 **“SEC. 514C. PREVENTION OF METHAMPHETAMINE AND IN-**
 2 **HALANT ABUSE AND ADDICTION.**

3 “(a) *GRANTS.*—*The Director of the Center for Sub-*
 4 *stance Abuse Prevention (referred to in this section as the*
 5 *‘Director’)* may make grants to and enter into contracts and
 6 *cooperative agreements with public and nonprofit private*
 7 *entities to enable such entities—*

8 “(1) *to carry out school-based programs con-*
 9 *cerning the dangers of methamphetamine or inhalant*
 10 *abuse and addiction, using methods that are effective*
 11 *and evidence-based, including initiatives that give*
 12 *students the responsibility to create their own anti-*
 13 *drug abuse education programs for their schools; and*

14 “(2) *to carry out community-based methamphet-*
 15 *amine or inhalant abuse and addiction prevention*
 16 *programs that are effective and evidence-based.*

17 “(b) *USE OF FUNDS.*—*Amounts made available under*
 18 *a grant, contract or cooperative agreement under subsection*
 19 *(a) shall be used for planning, establishing, or admin-*
 20 *istering methamphetamine or inhalant prevention pro-*
 21 *grams in accordance with subsection (c).*

22 “(c) *PREVENTION PROGRAMS AND ACTIVITIES.*—

23 “(1) *IN GENERAL.*—*Amounts provided under*
 24 *this section may be used—*

25 “(A) *to carry out school-based programs*
 26 *that are focused on those districts with high or*

1 *increasing rates of methamphetamine or inhal-*
2 *ant abuse and addiction and targeted at popu-*
3 *lations which are most at risk to start meth-*
4 *amphetamine or inhalant abuse;*

5 *“(B) to carry out community-based preven-*
6 *tion programs that are focused on those popu-*
7 *lations within the community that are most at-*
8 *risk for methamphetamine or inhalant abuse and*
9 *addiction;*

10 *“(C) to assist local government entities to*
11 *conduct appropriate methamphetamine or inhal-*
12 *ant prevention activities;*

13 *“(D) to train and educate State and local*
14 *law enforcement officials, prevention and edu-*
15 *cation officials, members of community anti-*
16 *drug coalitions and parents on the signs of meth-*
17 *amphetamine or inhalant abuse and addiction*
18 *and the options for treatment and prevention;*

19 *“(E) for planning, administration, and*
20 *educational activities related to the prevention of*
21 *methamphetamine or inhalant abuse and addic-*
22 *tion;*

23 *“(F) for the monitoring and evaluation of*
24 *methamphetamine or inhalant prevention activi-*

1 *ties, and reporting and disseminating resulting*
 2 *information to the public; and*

3 *“(G) for targeted pilot programs with eval-*
 4 *uation components to encourage innovation and*
 5 *experimentation with new methodologies.*

6 *“(2) PRIORITY.—The Director shall give priority*
 7 *in making grants under this section to rural and*
 8 *urban areas that are experiencing a high rate or*
 9 *rapid increases in methamphetamine or inhalant*
 10 *abuse and addiction.*

11 *“(d) ANALYSES AND EVALUATION.—*

12 *“(1) IN GENERAL.—Up to \$500,000 of the*
 13 *amount available in each fiscal year to carry out this*
 14 *section shall be made available to the Director, acting*
 15 *in consultation with other Federal agencies, to sup-*
 16 *port and conduct periodic analyses and evaluations of*
 17 *effective prevention programs for methamphetamine*
 18 *or inhalant abuse and addiction and the development*
 19 *of appropriate strategies for disseminating informa-*
 20 *tion about and implementing these programs.*

21 *“(2) ANNUAL REPORTS.—The Director shall sub-*
 22 *mit to the Committee on Health, Education, Labor,*
 23 *and Pensions and the Committee on Appropriations*
 24 *of the Senate and the Committee on Commerce and*
 25 *Committee on Appropriations of the House of Rep-*

1 *representatives, an annual report with the results of the*
 2 *analyses and evaluation under paragraph (1).*

3 “(e) *AUTHORIZATION OF APPROPRIATIONS.—There is*
 4 *authorized to be appropriated to carry out subsection (a),*
 5 *\$10,000,000 for fiscal year 2000, and such sums as may*
 6 *be necessary for each of fiscal years 2001 and 2002.”.*

7 **SEC. 105. COMPREHENSIVE COMMUNITY SERVICES FOR**
 8 **CHILDREN WITH SERIOUS EMOTIONAL DIS-**
 9 **TURBANCE.**

10 (a) *MATCHING FUNDS.—Section 561(c)(1)(D) of the*
 11 *Public Health Service Act (42 U.S.C. 290ff(c)(1)(D)) is*
 12 *amended by striking “fifth” and inserting “fifth and sixth”.*

13 (b) *FLEXIBILITY FOR INDIAN TRIBES AND TERRI-*
 14 *TORIES.—Section 562 of the Public Health Service Act (42*
 15 *U.S.C. 290ff–1) is amended by adding at the end the fol-*
 16 *lowing:*

17 “(g) *WAIVERS.—The Secretary may waive 1 or more*
 18 *of the requirements of subsection (c) for a public entity that*
 19 *is an Indian Tribe or tribal organization, or American*
 20 *Samoa, Guam, the Marshall Islands, the Federated States*
 21 *of Micronesia, the Commonwealth of the Northern Mariana*
 22 *Islands, the Republic of Palau, or the United States Virgin*
 23 *Islands if the Secretary determines, after peer review, that*
 24 *the system of care is family-centered and uses the least re-*
 25 *strictive environment that is clinically appropriate.”.*

1 (c) *DURATION OF GRANTS.*—Section 565(a) of the
 2 *Public Health Service Act (42 U.S.C. 290ff–4(a)) is amend-*
 3 *ed by striking “5 fiscal” and inserting “6 fiscal”.*

4 (d) *AUTHORIZATION OF APPROPRIATIONS.*—Section
 5 565(f)(1) of the *Public Health Service Act (42 U.S.C. 290ff–*
 6 *4(f)(1)) is amended by striking “1993” and all that follows*
 7 *and inserting “2000, and such sums as may be necessary*
 8 *for each of the fiscal years 2001 and 2002.”.*

9 (e) *CURRENT GRANTEES.*—

10 (1) *IN GENERAL.*—Entities with active grants
 11 under section 561 of the *Public Health Service Act*
 12 (42 U.S.C. 290ff) on the date of enactment of this Act
 13 shall be eligible to receive a 6th year of funding under
 14 the grant in an amount not to exceed the amount that
 15 such grantee received in the 5th year of funding under
 16 such grant. Such 6th year may be funded without re-
 17 quiring peer and Advisory Council review as required
 18 under section 504 of such Act (42 U.S.C. 290aa–3).

19 (2) *LIMITATION.*—Paragraph (1) shall apply
 20 with respect to a grantee only if the grantee agrees to
 21 comply with the provisions of section 561 as amended
 22 by subsection (a).

23 **SEC. 106. SERVICES FOR CHILDREN OF SUBSTANCE ABUS-**
 24 **ERS.**

25 (a) *ADMINISTRATION AND ACTIVITIES.*—

1 (1) *ADMINISTRATION*.—Section 399D(a) of the
 2 *Public Health Service Act* (42 U.S.C. 280d(a)(1)) is
 3 amended—

4 (A) in paragraph (1), by striking “Admin-
 5 istrator” and all that follows through “Adminis-
 6 tration” and insert “Administrator of the Sub-
 7 stance Abuse and Mental Health Services Ad-
 8 ministration”; and

9 (B) in paragraph (2), by striking “Admin-
 10 istrator of the Substance Abuse and Mental
 11 Health Services Administration” and inserting
 12 “Administrator of the Health Resources and
 13 Services Administration”.

14 (2) *ACTIVITIES*.—Section 399D(a)(1) of the Pub-
 15 lic Health Service Act (42 U.S.C. 280d(a)(1)) is
 16 amended—

17 (A) in subparagraph (B), by striking “and”
 18 at the end;

19 (B) in subparagraph (C), by striking the
 20 period and inserting the following: “through
 21 youth service agencies, family social services,
 22 child care providers, Head Start, schools and
 23 after-school programs, early childhood develop-
 24 ment programs, community-based family re-
 25 source and support centers, the criminal justice

1 *system, health, substance abuse and mental*
 2 *health providers through screenings conducted*
 3 *during regular childhood examinations and other*
 4 *examinations, self and family member referrals,*
 5 *substance abuse treatment services, and other*
 6 *providers of services to children and families;*
 7 *and”;* and

8 *(C) by adding at the end the following:*

9 *“(D) to provide education and training to*
 10 *health, substance abuse and mental health profes-*
 11 *sionals, and other providers of services to chil-*
 12 *dren and families through youth service agencies,*
 13 *family social services, child care, Head Start,*
 14 *schools and after-school programs, early child-*
 15 *hood development programs, community-based*
 16 *family resource and support centers, the crimi-*
 17 *nal justice system, and other providers of services*
 18 *to children and families.”.*

19 *(3) IDENTIFICATION OF CERTAIN CHILDREN.—*

20 *Section 399D(a)(3)(A) of the Public Health Service*
 21 *Act (42 U.S.C. 280d(a)(3)(A)) is amended—*

22 *(A) in clause (i), by striking “(i) the enti-*
 23 *ty” and inserting “(i)(I) the entity”;*

24 *(B) in clause (ii)—*

1 (i) by striking “(i) the entity” and in-
 2 serting “(II) the entity”; and

3 (ii) by striking the period and insert-
 4 ing “; and”; and

5 (C) by adding at the end the following:

6 “(ii) the entity will identify children
 7 who may be eligible for medical assistance
 8 under a State program under title XIX or
 9 XXI of the Social Security Act.”.

10 (b) *SERVICES FOR CHILDREN*.—Section 399D(b) of the
 11 *Public Health Service Act* (42 U.S.C. 280d(b)) is
 12 amended—

13 (1) in paragraph (1), by inserting “alcohol and
 14 drug,” after “psychological,”;

15 (2) by striking paragraph (5) and inserting the
 16 following:

17 “(5) Developmentally and age-appropriate drug
 18 and alcohol early intervention, treatment and preven-
 19 tion services.”; and

20 (3) by inserting after paragraph (8), the fol-
 21 lowing:

22 “Services shall be provided under paragraphs (2) through
 23 (8) by a public health nurse, social worker, or similar pro-
 24 fessional, or by a trained worker from the community who
 25 is supervised by a professional, or by an entity, where the

1 *professional or entity provides assurances that the profes-*
 2 *sional or entity is licensed or certified by the State if re-*
 3 *quired and is complying with applicable licensure or cer-*
 4 *tification requirements.”.*

5 (c) *SERVICES FOR AFFECTED FAMILIES.*—Section
 6 399D(c) of the Public Health Service Act (42 U.S.C.
 7 280d(c)) is amended—

8 (1) in paragraph (1)—

9 (A) in the matter preceding subparagraph
 10 (A), by inserting before the colon the following:
 11 “, or by an entity, where the professional or enti-
 12 ty provides assurances that the professional or
 13 entity is licensed or certified by the State if re-
 14 quired and is complying with applicable licen-
 15 sure or certification requirements”; and

16 (B) by adding at the end the following:

17 “(D) Aggressive outreach to family members
 18 with substance abuse problems.

19 “(E) Inclusion of consumer in the develop-
 20 ment, implementation, and monitoring of Fam-
 21 ily Services Plan.”;

22 (2) in paragraph (2)—

23 (A) by striking subparagraph (A) and in-
 24 serting the following:

1 “(A) *Alcohol and drug treatment services,*
 2 *including screening and assessment, diagnosis,*
 3 *detoxification, individual, group and family*
 4 *counseling, relapse prevention, pharmacotherapy*
 5 *treatment, after-care services, and case manage-*
 6 *ment.*”;

7 (B) *in subparagraph (C), by striking “, in-*
 8 *cluding educational and career planning” and*
 9 *inserting “and counseling on the human im-*
 10 *munodeficiency virus and acquired immune defi-*
 11 *ciency syndrome”;*

12 (C) *in subparagraph (D), by striking “con-*
 13 *flict and”;* and

14 (D) *in subparagraph (E), by striking “Re-*
 15 *medial” and inserting “Career planning and”;*
 16 and

17 (3) *in paragraph (3)(D), by inserting “which in-*
 18 *clude child abuse and neglect prevention techniques”*
 19 *before the period.*

20 (d) *ELIGIBLE ENTITIES.—Section 399D(d) of the Pub-*
 21 *lic Health Service Act (42 U.S.C. 280d(d)) is amended—*

22 (1) *by striking the matter preceding paragraph*
 23 *(1) and inserting:*

24 “(d) *ELIGIBLE ENTITIES.—The Secretary shall dis-*
 25 *tribute the grants through the following types of entities:*”;

(2) in paragraph (1), by striking “drug treatment” and inserting “drug early intervention, prevention or treatment; and

(3) in paragraph (2)—

(A) in subparagraph (A), by striking “; and” and inserting “; or”; and

(B) in subparagraph (B), by inserting “or pediatric health or mental health providers and family mental health providers” before the period.

(e) *SUBMISSION OF INFORMATION.*—Section 399D(h) of the Public Health Service Act (42 U.S.C. 280d(h)) is amended—

(1) in paragraph (2)—

(A) by inserting “including maternal and child health” before “mental”; and

(B) by striking “treatment programs”; and

(C) by striking “and the State agency responsible for administering public maternal and child health services” and inserting “, the State agency responsible for administering alcohol and drug programs, the State lead agency, and the State Interagency Coordinating Council under part H of the Individuals with Disabilities Education Act; and”; and

1 (2) *by striking paragraph (3) and redesignating*
 2 *paragraph (4) as paragraph (3).*

3 (f) *REPORTS TO THE SECRETARY.*—Section
 4 399D(i)(6) of the Public Health Service Act (42 U.S.C.
 5 280d(i)(6)) is amended—

6 (1) *in subparagraph (B), by adding “and” at*
 7 *the end; and*

8 (2) *by striking subparagraphs (C), (D), and (E)*
 9 *and inserting the following:*

10 “(C) *the number of case workers or other*
 11 *professionals trained to identify and address sub-*
 12 *stance abuse issues.”.*

13 (g) *EVALUATIONS.*—Section 399D(l) of the Public
 14 Health Service Act (42 U.S.C. 280d(l)) is amended—

15 (1) *in paragraph (3), by adding “and” at the*
 16 *end;*

17 (2) *in paragraph (4), by striking the semicolon*
 18 *and inserting the following: “, including increased*
 19 *participation in work or employment-related activi-*
 20 *ties and decreased participation in welfare pro-*
 21 *grams.”; and*

22 (3) *by striking paragraphs (5) and (6).*

23 (h) *REPORT TO CONGRESS.*—Section 399D(m) of the
 24 Public Health Service Act (42 U.S.C. 280d(m)) is
 25 amended—

1 (1) in paragraph (2), by adding “and” at the
2 end;

3 (2) in paragraph (3)—

4 (A) in subparagraph (A), by adding “and”
5 at the end;

6 (B) in subparagraph (B), by striking the
7 semicolon and inserting a period; and

8 (C) by striking subparagraphs (C), (D), and
9 (E); and

10 (3) by striking paragraphs (4) and (5).

11 (i) *DATA COLLECTION.*—Section 399D(n) of the Public
12 Health Service Act (42 U.S.C. 280d(n)) is amended by add-
13 ing at the end the following: “The periodic report shall in-
14 clude a quantitative estimate of the prevalence of alcohol
15 and drug problems in families involved in the child welfare
16 system, the barriers to treatment and prevention services
17 facing these families, and policy recommendations for re-
18 moving the identified barriers, including training for child
19 welfare workers.”.

20 (j) *DEFINITION.*—Section 399D(o)(2)(B) of the Public
21 Health Service Act (42 U.S.C. 280d(o)(2)(B)) is amended
22 by striking “dangerous”.

23 (k) *AUTHORIZATION OF APPROPRIATIONS.*—Section
24 399D(p) of the Public Health Service Act (42 U.S.C.
25 280d(p)) is amended to read as follows:

1 “(p) *AUTHORIZATION OF APPROPRIATIONS.—For the*
 2 *purpose of carrying out this section, there are authorized*
 3 *to be appropriated \$50,000,000 for fiscal year 2000, and*
 4 *such sums as may be necessary for each of fiscal years 2001*
 5 *and 2002.”.*

6 (l) *GRANTS FOR TRAINING AND CONFORMING AMEND-*
 7 *MENTS.—Section 399D of the Public Health Service Act (42*
 8 *U.S.C. 280d) is amended—*

9 (1) *by striking subsection (f);*

10 (2) *by striking subsection (k);*

11 (3) *by redesignating subsections (d), (e), (g), (h),*
 12 *(i), (j), (l), (m), (n), (o), and (p) as subsections (e)*
 13 *through (o), respectively;*

14 (4) *by inserting after subsection (c), the fol-*
 15 *lowing:*

16 “(d) *TRAINING FOR PROVIDERS OF SERVICES TO*
 17 *CHILDREN AND FAMILIES.—The Secretary may make a*
 18 *grant under subsection (a) for the training of health, sub-*
 19 *stance abuse and mental health professionals and other pro-*
 20 *viders of services to children and families through youth*
 21 *service agencies, family social services, child care providers,*
 22 *Head Start, schools and after-school programs, early child-*
 23 *hood development programs, community-based family re-*
 24 *source centers, the criminal justice system, and other pro-*
 25 *viders of services to children and families. Such training*

1 *shall be to assist professionals in recognizing the drug and*
 2 *alcohol problems of their clients and to enhance their skills*
 3 *in identifying and understanding the nature of substance*
 4 *abuse, and obtaining substance abuse early intervention,*
 5 *prevention and treatment resources.”;*

6 (5) *in subsection (k)(2) (as so redesignated), by*
 7 *striking “(h)” and inserting “(i)”;* and

8 (6) *in paragraphs (3)(E) and (5) of subsection*
 9 *(m) (as so redesignated), by striking “(d)” and insert-*
 10 *ing “(e)”.*

11 (m) *TRANSFER AND REDESIGNATION.—Section 399D*
 12 *of the Public Health Service Act (42 U.S.C. 280d), as*
 13 *amended by this section—*

14 (1) *is transferred to title V;*

15 (2) *is redesignated as section 519; and*

16 (3) *is inserted after section 518.*

17 (n) *CONFORMING AMENDMENT.—Title III of the Pub-*
 18 *lic Health Service Act (42 U.S.C. 241 et seq.) is amended*
 19 *by striking the heading of part L.*

20 **SEC. 107. SERVICES FOR YOUTH OFFENDERS.**

21 *Subpart 3 of part B of title V of the Public Health*
 22 *Service Act (42 U.S.C. 290bb–31 et seq.) is amended by*
 23 *adding at the end the following:*

1 **“SEC. 520C. SERVICES FOR YOUTH OFFENDERS.**

2 “(a) *IN GENERAL.*—The Secretary, acting through the
3 Director of the Center for Mental Health Services, and in
4 consultation with the Director of the Center for Substance
5 Abuse Treatment, the Administrator of the Office of Juve-
6 nile Justice and Delinquency Prevention, and the Director
7 of the Special Education Programs, shall award grants on
8 a competitive basis to State or local juvenile justice agencies
9 to enable such agencies to provide aftercare services for
10 youth offenders who have been discharged from facilities in
11 the juvenile or criminal justice system and have serious
12 emotional disturbances or are at risk of developing such dis-
13 turbances.

14 “(b) *USE OF FUNDS.*—A State or local juvenile justice
15 agency receiving a grant under subsection (a) shall use the
16 amounts provided under the grant—

17 “(1) to develop a plan describing the manner in
18 which the agency will provide services for each youth
19 offender who has a serious emotional disturbance and
20 has been detained or incarcerated in facilities within
21 the juvenile or criminal justice system;

22 “(2) to provide a network of core or aftercare
23 services or access to such services for each youth of-
24 fender, including diagnostic and evaluation services,
25 substance abuse treatment services, outpatient mental
26 health care services, medication management services,

1 *intensive home-based therapy, intensive day treatment*
 2 *services, respite care, and therapeutic foster care;*

3 *“(3) to establish a program that coordinates with*
 4 *other State and local agencies providing recreational,*
 5 *social, educational, vocational, or operational services*
 6 *for youth, to enable the agency receiving a grant*
 7 *under this section to provide community-based system*
 8 *of care services for each youth offender that addresses*
 9 *the special needs of the youth and helps the youth ac-*
 10 *cess all of the aforementioned services; and*

11 *“(4) using not more than 20 percent of funds re-*
 12 *ceived, to provide planning and transition services as*
 13 *described in paragraph (3) for youth offenders while*
 14 *such youth are incarcerated or detained.*

15 *“(c) APPLICATION.—A State or local juvenile justice*
 16 *agency that desires a grant under subsection (a) shall sub-*
 17 *mit an application to the Secretary at such time, in such*
 18 *manner, and accompanied by such information as the Sec-*
 19 *retary may reasonably require.*

20 *“(d) REPORT.—Not later than 1 year after the date*
 21 *of enactment of this section and annually thereafter, a State*
 22 *or local juvenile justice agency receiving a grant under sub-*
 23 *section (a) shall submit to the Secretary a report describing*
 24 *the programs carried out pursuant to this section.*

25 *“(e) DEFINITIONS.—In this section:*

1 “(1) *SERIOUS EMOTIONAL DISTURBANCE.*—The
 2 term ‘serious emotional disturbance’ with respect to a
 3 youth offender means an offender who currently, or at
 4 any time within the 1-year period ending on the day
 5 on which services are sought under this section, has
 6 a diagnosable mental, behavioral, or emotional dis-
 7 order that functionally impairs the offender’s life by
 8 substantially limiting the offender’s role in family,
 9 school, or community activities, and interfering with
 10 the offender’s ability to achieve or maintain 1 or
 11 more developmentally-appropriate social, behavior,
 12 cognitive, communicative, or adaptive skills.

13 “(2) *COMMUNITY-BASED SYSTEM OF CARE.*—The
 14 term ‘community-based system of care’ means the pro-
 15 vision of services for the youth offender by various
 16 State or local agencies that in an interagency fashion
 17 or operating as a network addresses the recreational,
 18 social, educational, vocational, mental health, sub-
 19 stance abuse, and operational needs of the youth of-
 20 fender.

21 “(3) *YOUTH OFFENDER.*—The term ‘youth of-
 22 fender’ means an individual who is 21 years of age
 23 or younger who has been discharged from a State or
 24 local juvenile or criminal justice system, except that
 25 if the individual is between the ages of 18 and 21

1 *years, such individual has had contact with the State*
 2 *or local juvenile or criminal justice system prior to*
 3 *attaining 18 years of age and is under the jurisdic-*
 4 *tion of such a system at the time services are sought.*

5 “(f) *AUTHORIZATION OF APPROPRIATIONS.—There is*
 6 *authorized to be appropriated to carry out this section*
 7 *\$40,000,000 for fiscal year 2000, and such sums as may*
 8 *be necessary for each of fiscal years 2001 and 2002.”.*

9 **SEC. 108. GENERAL PROVISIONS.**

10 (a) *DUTIES OF THE CENTER FOR SUBSTANCE ABUSE*
 11 *TREATMENT.—Section 507(b) of the Public Health Service*
 12 *Act (42 U.S.C. 290bb(b)) is amended—*

13 (1) *by redesignating paragraphs (2) through (12)*
 14 *as paragraphs (3) through (13), respectively; and*

15 (2) *by inserting after paragraph (1), the fol-*
 16 *lowing:*

17 “(2) *ensure that emphasis is placed on children*
 18 *and adolescents in the development of treatment pro-*
 19 *grams;”.*

20 (b) *DUTIES OF THE OFFICE FOR SUBSTANCE ABUSE*
 21 *PREVENTION.—Section 515(b)(9) of the Public Health Serv-*
 22 *ice Act (42 U.S.C. 290bb–2(b)(9)) is amended by striking*
 23 *“public concerning” and inserting “public, especially ado-*
 24 *lescent audiences, concerning”.*

1 (c) *DUTIES OF THE CENTER FOR MENTAL HEALTH*
 2 *SERVICES.*—Section 520(b) of the Public Health Service Act
 3 (42 U.S.C. 290bb–3(b)) is amended—

4 (1) by redesignating paragraphs (3) through (14)
 5 as paragraphs (4) through (15), respectively; and

6 (2) by inserting after paragraph (2), the fol-
 7 lowing:

8 “(3) collaborate with the Department of Edu-
 9 cation and the Department of Justice to develop pro-
 10 grams to assist local communities in addressing vio-
 11 lence among children and adolescents;”.

12 **TITLE II—PROVISIONS** 13 **RELATING TO MENTAL HEALTH**

14 **SEC. 201. PRIORITY MENTAL HEALTH NEEDS OF REGIONAL** 15 **AND NATIONAL SIGNIFICANCE.**

16 (a) *IN GENERAL.*—Section 520A of the Public Health
 17 Service Act (42 U.S.C. 290bb–32) is amended to read as
 18 follows:

19 **“SEC. 520A. PRIORITY MENTAL HEALTH NEEDS OF RE-** 20 **GIONAL AND NATIONAL SIGNIFICANCE.**

21 “(a) *PROJECTS.*—The Secretary shall address priority
 22 mental health needs of regional and national significance
 23 (as determined under subsection (b)) through the provision
 24 of or through assistance for—

1 “(1) *knowledge development and application*
 2 *projects for prevention, treatment, and rehabilitation,*
 3 *and the conduct or support of evaluations of such*
 4 *projects;*

5 “(2) *training and technical assistance programs;*

6 “(3) *targeted capacity response programs; and*

7 “(4) *systems change grants including statewide*
 8 *family network grants and client-oriented and con-*
 9 *sumer run self-help activities.*

10 *The Secretary may carry out the activities described in this*
 11 *subsection directly or through grants, contracts, or coopera-*
 12 *tive agreements with States, political subdivisions of States,*
 13 *Indian tribes and tribal organizations, other public or pri-*
 14 *vate nonprofit entities.*

15 “(b) *PRIORITY MENTAL HEALTH NEEDS.—*

16 “(1) *DETERMINATION OF NEEDS.—Priority men-*
 17 *tal health needs of regional and national significance*
 18 *shall be determined by the Secretary in consultation*
 19 *with States and other interested groups. The Sec-*
 20 *retary shall meet with the States and interested*
 21 *groups on an annual basis to discuss program prior-*
 22 *ities.*

23 “(2) *SPECIAL CONSIDERATION.—In developing*
 24 *program priorities described in paragraph (1), the*
 25 *Secretary, in conjunction with the Director of the*

1 *Center for Mental Health Services, the Director of the*
 2 *Center for Substance Abuse Treatment, and the Ad-*
 3 *ministrator of the Health Resources and Services Ad-*
 4 *ministration, shall give special consideration to pro-*
 5 *moting the integration of mental health services into*
 6 *primary health care systems.*

7 “(c) *REQUIREMENTS.*—

8 “(1) *IN GENERAL.*—*Recipients of grants, con-*
 9 *tracts, and cooperative agreements under this section*
 10 *shall comply with information and application re-*
 11 *quirements determined appropriate by the Secretary.*

12 “(2) *DURATION OF AWARD.*—*With respect to a*
 13 *grant, contract, or cooperative agreement awarded*
 14 *under this section, the period during which payments*
 15 *under such award are made to the recipient may not*
 16 *exceed 5 years.*

17 “(3) *MATCHING FUNDS.*—*The Secretary may, for*
 18 *projects carried out under subsection (a), require that*
 19 *entities that apply for grants, contracts, or coopera-*
 20 *tive agreements under this section provide non-Fed-*
 21 *eral matching funds, as determined appropriate by*
 22 *the Secretary, to ensure the institutional commitment*
 23 *of the entity to the projects funded under the grant,*
 24 *contract, or cooperative agreement. Such non-Federal*
 25 *matching funds may be provided directly or through*

1 *donations from public or private entities and may be*
2 *in cash or in kind, fairly evaluated, including plant,*
3 *equipment, or services.*

4 “(4) *MAINTENANCE OF EFFORT.*—*With respect to*
5 *activities for which a grant, contract or cooperative*
6 *agreement is awarded under this section, the Sec-*
7 *retary may require that recipients for specific projects*
8 *under subsection (a) agree to maintain expenditures*
9 *of non-Federal amounts for such activities at a level*
10 *that is not less than the level of such expenditures*
11 *maintained by the entity for the fiscal year preceding*
12 *the fiscal year for which the entity receives such a*
13 *grant, contract, or cooperative agreement.*

14 “(d) *EVALUATION.*—*The Secretary shall evaluate each*
15 *project carried out under subsection (a)(1) and shall dis-*
16 *seminate the findings with respect to each such evaluation*
17 *to appropriate public and private entities.*

18 “(e) *INFORMATION AND EDUCATION.*—*The Secretary*
19 *shall establish information and education programs to dis-*
20 *seminate and apply the findings of the knowledge develop-*
21 *ment and application, training, and technical assistance*
22 *programs, and targeted capacity response programs, under*
23 *this section to the general public, to health care profes-*
24 *sionals, and to interested groups. The Secretary shall make*
25 *every effort to provide linkages between the findings of sup-*

1 *ported projects and State agencies responsible for carrying*
 2 *out mental health services.*

3 “(f) *AUTHORIZATION OF APPROPRIATION.*—

4 “(1) *IN GENERAL.*—*There are authorized to be*
 5 *appropriated to carry out this section, \$300,000,000*
 6 *for fiscal year 2000, and such sums as may be nec-*
 7 *essary for each of the fiscal years 2001 and 2002.*

8 “(2) *DATA INFRASTRUCTURE.*—*If amounts are*
 9 *not appropriated for a fiscal year to carry out section*
 10 *1971 with respect to mental health, then the Secretary*
 11 *shall make available, from the amounts appropriated*
 12 *for such fiscal year under paragraph (1), an amount*
 13 *equal to the sum of \$6,000,000 and 10 percent of all*
 14 *amounts appropriated for such fiscal year under such*
 15 *paragraph in excess of \$100,000,000, to carry out*
 16 *such section 1971.’’.*

17 (b) *CONFORMING AMENDMENTS.*—

18 (1) *Section 303 of the Public Health Service Act*
 19 *(42 U.S.C. 242a) is repealed.*

20 (2) *Section 520B of the Public Health Service*
 21 *Act (42 U.S.C. 290bb–33) is repealed.*

22 (3) *Section 612 of the Stewart B. McKinney*
 23 *Homeless Assistance Act (42 U.S.C. 290aa–3 note) is*
 24 *repealed.*

1 **SEC. 202. GRANTS FOR THE BENEFIT OF HOMELESS INDIVIDUALS.**
 2

3 *Section 506 of the Public Health Service Act (42*
 4 *U.S.C. 290aa-5) is amended to read as follows:*

5 **“SEC. 506. GRANTS FOR THE BENEFIT OF HOMELESS INDIVIDUALS.**
 6

7 *“(a) IN GENERAL.—The Secretary shall award grants,*
 8 *contracts and cooperative agreements to community-based*
 9 *public and private nonprofit entities for the purposes of*
 10 *providing mental health and substance abuse services for*
 11 *homeless individuals. In carrying out this section, the Sec-*
 12 *retary shall consult with the Interagency Council on the*
 13 *Homeless, established under section 201 of the Stewart B.*
 14 *McKinney Homeless Assistance Act (42 U.S.C. 11311).*

15 *“(b) PREFERENCES.—In awarding grants, contracts,*
 16 *and cooperative agreements under subsection (a), the Sec-*
 17 *retary shall give a preference to—*

18 *“(1) entities that provide integrated primary*
 19 *health, substance abuse, and mental health services to*
 20 *homeless individuals;*

21 *“(2) entities that demonstrate effectiveness in*
 22 *serving runaway, homeless, and street youth;*

23 *“(3) entities that have experience in providing*
 24 *substance abuse and mental health services to home-*
 25 *less individuals;*

1 “(4) entities that demonstrate experience in pro-
 2 viding housing for individuals in treatment for or in
 3 recovery from mental illness or substance abuse; and

4 “(5) entities that demonstrate effectiveness in
 5 serving homeless veterans.

6 “(c) *SERVICES FOR CERTAIN INDIVIDUALS.*—In
 7 awarding grants, contracts, and cooperative agreements
 8 under subsection (a), the Secretary shall not—

9 “(1) prohibit the provision of services under such
 10 subsection to homeless individuals who are suffering
 11 from a substance abuse disorder and are not suffering
 12 from a mental health disorder; and

13 “(2) make payments under subsection (a) to any
 14 entity that has a policy of—

15 “(A) excluding individuals from mental
 16 health services due to the existence or suspicion
 17 of substance abuse; or

18 “(B) has a policy of excluding individuals
 19 from substance abuse services due to the existence
 20 or suspicion of mental illness.

21 “(d) *TERM OF THE AWARDS.*—No entity may receive
 22 a grant, contract, or cooperative agreement under sub-
 23 section (a) for more than 5 years.

24 “(e) *AUTHORIZATION OF APPROPRIATIONS.*—There is
 25 authorized to be appropriated to carry out this section,

1 \$50,000,000 for fiscal year 2000, and such sums as may
 2 be necessary for each of the fiscal years 2001 and 2002.”.

3 **SEC. 203. PROJECTS FOR ASSISTANCE IN TRANSITION**
 4 **FROM HOMELESSNESS.**

5 (a) *WAIVERS FOR TERRITORIES.*—Section 522 of the
 6 *Public Health Service Act* (42 U.S.C. 290cc–22) is amended
 7 by adding at the end the following:

8 “(i) *WAIVER FOR TERRITORIES.*—With respect to the
 9 *United States Virgin Islands, Guam, American Samoa,*
 10 *Palau, the Marshall Islands, and the Commonwealth of the*
 11 *Northern Mariana Islands, the Secretary may waive the*
 12 *provisions of this part that the Secretary determines to be*
 13 *appropriate.”.*

14 (b) *AUTHORIZATION OF APPROPRIATION.*—Section
 15 535(a) of the *Public Health Service Act* (42 U.S.C. 290cc–
 16 35(a)) is amended by striking “1991 through 1994” and
 17 inserting “2000 through 2002”.

18 **SEC. 204. COMMUNITY MENTAL HEALTH SERVICES PER-**
 19 **FORMANCE PARTNERSHIP BLOCK GRANT.**

20 (a) *CRITERIA FOR PLAN.*—Section 1912(b) of the *Pub-*
 21 *lic Health Service Act* (42 U.S.C. 300x–2(b)) is amended
 22 by striking paragraphs (1) through (12) and inserting the
 23 following:

24 “(1) *COMPREHENSIVE COMMUNITY-BASED MEN-*
 25 *TAL HEALTH SYSTEMS.*—The plan provides for an or-

ganized community-based system of care for individuals with mental illness and describes available services and resources in a comprehensive system of care, including services for dually diagnosed individuals. The description of the system of care shall include health and mental health services, rehabilitation services, employment services, housing services, educational services, substance abuse services, medical and dental care, and other support services to be provided to individuals with Federal, State and local public and private resources to enable such individuals to function outside of inpatient or residential institutions to the maximum extent of their capabilities, including services to be provided by local school systems under the Individuals with Disabilities Education Act. The plan shall include a separate description of case management services and provide for activities leading to reduction of hospitalization.

“(2) *MENTAL HEALTH SYSTEM DATA AND EPIDEMIOLOGY.*—The plan contains an estimate of the incidence and prevalence in the State of serious mental illness among adults and serious emotional disturbance among children and presents quantitative targets to be achieved in the implementation of the system described in paragraph (1).

1 “(3) *CHILDREN’S SERVICES.*—*In the case of chil-*
2 *dren with serious emotional disturbance, the plan—*

3 “(A) *subject to subparagraph (B), provides*
4 *for a system of integrated social services, edu-*
5 *cational services, juvenile services, and substance*
6 *abuse services that, together with health and*
7 *mental health services, will be provided in order*
8 *for such children to receive care appropriate for*
9 *their multiple needs (such system to include serv-*
10 *ices provided under the Individuals with Dis-*
11 *abilities Education Act);*

12 “(B) *provides that the grant under section*
13 *1911 for the fiscal year involved will not be ex-*
14 *pende to provide any service under such system*
15 *other than comprehensive community mental*
16 *health services; and*

17 “(C) *provides for the establishment of a de-*
18 *fin ed geographic area for the provision of the*
19 *services of such system.*

20 “(4) *TARGETED SERVICES TO RURAL AND HOME-*
21 *LESS POPULATIONS.*—*The plan describes the State’s*
22 *outreach to and services for individuals who are*
23 *homeless and how community-based services will be*
24 *provided to individuals residing in rural areas.*

1 “(5) *MANAGEMENT SYSTEMS.*—*The plan de-*
 2 *scribes the financial resources, staffing and training*
 3 *for mental health providers that is necessary to imple-*
 4 *ment the plan, and provides for the training of pro-*
 5 *viders of emergency health services regarding mental*
 6 *health. The plan further describes the manner in*
 7 *which the State intends to expend the grant under*
 8 *section 1911 for the fiscal year involved.*

9 *Except as provided for in paragraph (3), the State plan*
 10 *shall contain the information required under this subsection*
 11 *with respect to both adults with serious mental illness and*
 12 *children with serious emotional disturbance.”.*

13 (b) *REVIEW OF PLANNING COUNCIL OF STATE’S RE-*
 14 *PORT.*—*Section 1915(a) of the Public Health Service Act*
 15 *(42 U.S.C. 300x-4(a)) is amended—*

16 (1) *in paragraph (1), by inserting “and the re-*
 17 *port of the State under section 1942(a) concerning the*
 18 *preceding fiscal year” after “to the grant”; and*

19 (2) *in paragraph (2), by inserting before the pe-*
 20 *riod “and any comments concerning the annual re-*
 21 *port”.*

22 (c) *MAINTENANCE OF EFFORT.*—*Section 1915(b) of the*
 23 *Public Health Service Act (42 U.S.C. 300x-4(b)) is*
 24 *amended—*

1 (1) by redesignating paragraphs (2) and (3) as
2 paragraphs (3) and (4), respectively; and

3 (2) by inserting after paragraph (1), the fol-
4 lowing:

5 “(2) *EXCLUSION OF CERTAIN FUNDS.*—*The Sec-*
6 *retary may exclude from the aggregate State expendi-*
7 *tures under subsection (a), funds appropriated to the*
8 *principle agency for authorized activities which are of*
9 *a non-recurring nature and for a specific purpose.”.*

10 (d) *APPLICATION FOR GRANTS.*—*Section 1917(a)(1) of*
11 *the Public Health Service Act (42 U.S.C. 300x-6(a)(1)) is*
12 *amended to read as follows:*

13 “(1) *the plan is received by the Secretary not*
14 *later than September 1 of the fiscal year prior to the*
15 *fiscal year for which a State is seeking funds, and the*
16 *report from the previous fiscal year as required under*
17 *section 1941 is received by December 1 of the fiscal*
18 *year of the grant;”.*

19 (e) *WAIVERS FOR TERRITORIES.*—*Section 1917(b) of*
20 *the Public Health Service Act (42 U.S.C. 300x-6(b)) is*
21 *amended by striking “whose allotment under section 1911*
22 *for the fiscal year is the amount specified in section*
23 *1918(c)(2)(B)” and inserting in its place “except Puerto*
24 *Rico”.*

1 (f) *AUTHORIZATION OF APPROPRIATION.*—Section
 2 1920 of the Public Health Service Act (42 U.S.C. 300x–
 3 9) is amended—

4 (1) in subsection (a), by striking “\$450,000,000”
 5 and all that follows through the end and inserting
 6 “\$450,000,000 for fiscal year 2000, and such sums as
 7 may be necessary for each of the fiscal years 2001 and
 8 2002.”; and

9 (2) in subsection (b)(2), by striking “section
 10 505” and inserting “sections 505 and 1971”.

11 **SEC. 205. DETERMINATION OF ALLOTMENT.**

12 Section 1918(b) of the Public Health Service Act (42
 13 U.S.C. 300x–7(b)) is amended to read as follows:

14 “(b) *MINIMUM ALLOTMENTS FOR STATES.*—With re-
 15 spect to fiscal year 2000, and subsequent fiscal years, the
 16 amount of the allotment of a State under section 1911 shall
 17 not be less than the amount the State received under such
 18 section for fiscal year 1998.”.

19 **SEC. 206. PROTECTION AND ADVOCACY FOR MENTALLY ILL**
 20 **INDIVIDUALS ACT OF 1986.**

21 (a) *SHORT TITLE.*—The first section of the Protection
 22 and Advocacy for Mentally Ill Individuals Act of 1986
 23 (Public Law 99–319) is amended to read as follows:

1 **“SECTION 1. SHORT TITLE.**

2 *“This Act may be cited as the ‘Protection and Advo-*
 3 *cacy for Individuals with Mental Illness Act’.”.*

4 **(b) DEFINITIONS.**—*Section 102 of the Protection and*
 5 *Advocacy for Individuals with Mental Illness Act (as*
 6 *amended by subsection (a)) (42 U.S.C. 10802) is*
 7 *amended—*

8 **(1) in paragraph (4)—**

9 **(A) in the matter preceding subparagraph**
 10 **(A), by inserting “, except as provided in section**
 11 **104(d),” after “means”;**

12 **(B) in subparagraph (B)—**

13 **(i) by striking “(i)” who” and insert-**
 14 **ing “(i)(I) who”;**

15 **(ii) by redesignating clauses (ii) and**
 16 **(iii) as subclauses (II) and (III);**

17 **(iii) in subclause (III) (as so redesign-**
 18 **ated), by striking the period and inserting**
 19 **“; or”; and**

20 **(iv) by adding at the end the following:**

21 *“(ii) who satisfies the requirements of sub-*
 22 *paragraph (A) and lives in a community setting,*
 23 *including their own home.”; and*

24 **(2) by adding at the end the following:**

25 *“(8) The term ‘American Indian consortium’*
 26 *means a consortium established under part C of the*

1 *Developmental Disabilities Assistance and Bill of*
 2 *Rights Act (42 U.S.C. 6042 et seq.).”.*

3 (c) *USE OF ALLOTMENTS.*—Section 104 of the *Protec-*
 4 *tion and Advocacy for Individuals with Mental Illness Act*
 5 *(as amended by subsection (a)) (42 U.S.C. 10804) is*
 6 *amended by adding at the end the following:*

7 “(d) The definition of ‘individual with a mental ill-
 8 ness’ contained in section 102(4)(B)(iii) shall apply, and
 9 thus an eligible system may use its allotment under this
 10 title to provide representation to such individuals, only if
 11 the total allotment under this title for any fiscal year is
 12 \$30,000,000 or more, and in such case, an eligible system
 13 must give priority to representing persons with mental ill-
 14 ness as defined in subparagraphs (A) and (B)(i) of section
 15 102(4).”.

16 (d) *MINIMUM AMOUNT.*—Paragraph (2) of section
 17 112(a) of the *Protection and Advocacy for Individuals with*
 18 *Mental Illness Act (as amended by subsection (a)) (42*
 19 *U.S.C. 10822(a)(2)) is amended to read as follows:*

20 “(2)(A) The minimum amount of the allotment
 21 of an eligible system shall be the product (rounded to
 22 the nearest \$100) of the appropriate base amount de-
 23 termined under subparagraph (B) and the factor
 24 specified in subparagraph (C).

1 “(B) For purposes of subparagraph (A), the ap-
2 propriate base amount—

3 “(i) for American Samoa, Guam, the Mar-
4 shall Islands, the Federated States of Micronesia,
5 the Commonwealth of the Northern Mariana Is-
6 lands, the Republic of Palau, and the Virgin Is-
7 lands, is \$139,300; and

8 “(ii) for any other State, is \$260,000.

9 “(C) The factor specified in this subparagraph is
10 the ratio of the amount appropriated under section
11 117 for the fiscal year for which the allotment is
12 being made to the amount appropriated under such
13 section for fiscal year 1995.

14 “(D) If the total amount appropriated for a fis-
15 cal year is at least \$25,000,000, the Secretary shall
16 make an allotment in accordance with subparagraph
17 (A) to the eligible system serving the American In-
18 dian consortium.”.

19 (e) *TECHNICAL AMENDMENTS.*—Section 112(a) of the
20 *Protection and Advocacy for Individuals with Mental Ill-*
21 *ness Act (as amended by subsection (a)) (42 U.S.C.*
22 *10822(a)) is amended—*

23 (1) in paragraph (1)(B), by striking “Trust Ter-
24 ritory of the Pacific Islands” and inserting “Marshall

1 *Islands, the Federated States of Micronesia, the Re-*
 2 *public of Palau”; and*

3 *(2) by striking paragraph (3).*

4 *(f) REAUTHORIZATION.—Section 117 of the Protection*
 5 *and Advocacy for Individuals with Mental Illness Act (as*
 6 *amended by subsection (a)) (42 U.S.C. 10827) is amended*
 7 *by striking “1995” and inserting “2002”.*

8 **SEC. 207. REQUIREMENT RELATING TO THE RIGHTS OF**
 9 **RESIDENTS OF CERTAIN FACILITIES.**

10 *Title V of the Public Health Service Act (42 U.S.C.*
 11 *290aa et seq.) is amended by adding at the end the fol-*
 12 *lowing:*

13 **“PART H—REQUIREMENT RELATING TO THE**
 14 **RIGHTS OF RESIDENTS OF CERTAIN FACILITIES**
 15 **“SEC. 591. REQUIREMENT RELATING TO THE RIGHTS OF**
 16 **RESIDENTS OF CERTAIN FACILITIES.**

17 *“(a) IN GENERAL.—A public or private general hos-*
 18 *pital, nursing facility, intermediate care facility, residen-*
 19 *tial treatment center, or other health care facility, that re-*
 20 *ceives support in any form from any program supported*
 21 *in whole or in part with funds appropriated to any Federal*
 22 *department or agency shall protect and promote the rights*
 23 *of each resident of the facility, including the right to be*
 24 *free from physical or mental abuse, corporal punishment,*

1 *and any physical or chemical restraints or involuntary se-*
 2 *clusions imposed for purposes of discipline or convenience.*

3 “(b) *REQUIREMENTS.*—*Physical or chemical restraints*
 4 *and seclusion may only be imposed on a resident of a facil-*
 5 *ity described in subsection (a) if—*

6 “(1) *the restraints or seclusion are imposed to*
 7 *ensure the physical safety of the resident, a staff*
 8 *member, or others; and*

9 “(2) *the restraints or seclusion are imposed only*
 10 *upon the written order of a physician, or other li-*
 11 *censed independent practitioner permitted by the*
 12 *State and the facility to order such restraint or seclu-*
 13 *sion, that specifies the duration and circumstances*
 14 *under which the restraints are to be used (except in*
 15 *emergency circumstances specified by the Secretary*
 16 *until such an order could reasonably be obtained).*

17 “(c) *CONSTRUCTION.*—*Nothing in this section shall be*
 18 *construed as prohibiting the use of restraints for medical*
 19 *immobilization, adaptive support, or medical protection.*

20 “(d) *DEFINITIONS.*—*In this section:*

21 “(1) *CHEMICAL RESTRAINT.*—*The term ‘chemical*
 22 *restraint’ means the non-therapeutic use of a medica-*
 23 *tion that—*

24 “(A) *is unrelated to the patient’s medical*
 25 *condition; and*

1 “(B) is imposed for disciplinary purposes
2 or the convenience of staff.

3 “(2) *PHYSICAL RESTRAINT.*—The term ‘physical
4 restraint’ means any mechanical or personal restric-
5 tion that immobilizes or reduces the ability of an in-
6 dividual to move his or her arms, legs, or head freely.
7 Such term does not include devices, such as orthopedi-
8 cally prescribed devices, surgical dressings or ban-
9 dages, protective helmets, and other methods involving
10 the physical holding of a resident for the purpose of
11 conducting routine physical examinations or tests or
12 to protect the patient from falling out of bed or to
13 permit a patient to participate in activities without
14 the risk of physical harm to the patient.

15 “(3) *SECLUSION.*—The term ‘seclusion’ means
16 any separation of the resident from the general popu-
17 lation of the facility that prevents the resident from
18 returning to such population when he or she desires.

19 **“SEC. 592. REPORTING REQUIREMENT.**

20 “(a) *IN GENERAL.*— Each facility to which the Protec-
21 tion and Advocacy for Mentally Ill Individuals Act of 1986
22 applies shall notify the appropriate agency, as determined
23 by the Secretary, of each death that occurs at each such
24 facility while a patient is restrained, of each death occur-
25 ring within 24 hours of the deceased patient being re-

1 *strained or placed in seclusion, or where it is reasonable*
 2 *to assume that a patient's death is a result of such seclusion*
 3 *or restraint. A notification under this section shall include*
 4 *the name of the resident and shall be provided not later*
 5 *than 7 days after the date of the death of the individual*
 6 *involved.*

7 “(b) *FACILITY.*—*In this section, the term ‘facility’ has*
 8 *the meaning given the term ‘facilities’ in section 102(3) of*
 9 *the Protection and Advocacy for Mentally Ill Individuals*
 10 *Act of 1986 (42 U.S.C. 10802(3)).”.*

11 **“SEC. 593. REGULATIONS AND ENFORCEMENT.**

12 “(a) *TRAINING.*—*Not later than 1 year after the date*
 13 *of enactment of this part, the Secretary, after consultation*
 14 *with appropriate State and local protection and advocacy*
 15 *organizations, physicians, facilities, and other health care*
 16 *professionals and patients, shall promulgate regulations*
 17 *that require facilities to which the Protection and Advocacy*
 18 *for Mentally Ill Individuals Act of 1986 (42 U.S.C. 10801*
 19 *et seq.) applies, to meet the requirements of subsection (b).*

20 “(b) *REQUIREMENTS.*—*The regulations promulgated*
 21 *under subsection (a) shall require that—*

22 “(1) *facilities described in subsection (a) ensure*
 23 *that there is an adequate number of qualified profes-*
 24 *sional and supportive staff to evaluate patients, for-*
 25 *mulate written individualized, comprehensive treat-*

1 *ment plans, and to provide active treatment meas-*
 2 *ures;*

3 *“(2) appropriate training be provided for the*
 4 *staff of such facilities in the use of restraints and any*
 5 *alternatives to the use of restraints; and*

6 *“(3) such facilities provide complete and accu-*
 7 *rate notification of deaths, as required under section*
 8 *582(a).*

9 *“(c) ENFORCEMENT.—A facility to which this part ap-*
 10 *plies that fails to comply with any requirement of this part,*
 11 *including a failure to provide appropriate training, shall*
 12 *not be eligible for participation in any program supported*
 13 *in whole or in part by funds appropriated to any Federal*
 14 *department or agency.”.*

15 ***TITLE III—PROVISIONS RELAT-***
 16 ***ING TO SUBSTANCE ABUSE***

17 ***SEC. 301. PRIORITY SUBSTANCE ABUSE TREATMENT NEEDS***
 18 ***OF REGIONAL AND NATIONAL SIGNIFICANCE.***

19 *(a) IN GENERAL.—Section 508 of the Public Health*
 20 *Service Act (42 U.S.C. 290bb–1) is amended to read as fol-*
 21 *lows:*

1 **“SEC. 508. PRIORITY SUBSTANCE ABUSE TREATMENT**
 2 **NEEDS OF REGIONAL AND NATIONAL SIGNIFI-**
 3 **CANCE.**

4 “(a) *PROJECTS.*—*The Secretary shall address priority*
 5 *substance abuse treatment needs of regional and national*
 6 *significance (as determined under subsection (b)) through*
 7 *the provision of or through assistance for—*

8 “(1) *knowledge development and application*
 9 *projects for treatment and rehabilitation and the con-*
 10 *duct or support of evaluations of such projects;*

11 “(2) *training and technical assistance; and*

12 “(3) *targeted capacity response programs.*

13 *The Secretary may carry out the activities described in this*
 14 *section directly or through grants, contracts, or cooperative*
 15 *agreements with States, political subdivisions of States, In-*
 16 *dian tribes and tribal organizations, other public or non-*
 17 *profit private entities.*

18 “(b) *PRIORITY SUBSTANCE ABUSE TREATMENT*
 19 *NEEDS.*—

20 “(1) *IN GENERAL.*—*Priority substance abuse*
 21 *treatment needs of regional and national significance*
 22 *shall be determined by the Secretary after consulta-*
 23 *tion with States and other interested groups. The Sec-*
 24 *retary shall meet with the States and interested*
 25 *groups on an annual basis to discuss program prior-*
 26 *ities.*

1 “(2) *SPECIAL CONSIDERATION.*—*In developing*
 2 *program priorities under paragraph (1), the Sec-*
 3 *retary, in conjunction with the Director of the Center*
 4 *for Substance Abuse Treatment, the Director of the*
 5 *Center for Mental Health Services, and the Adminis-*
 6 *trator of the Health Resources and Services Adminis-*
 7 *tration, shall give special consideration to promoting*
 8 *the integration of substance abuse treatment services*
 9 *into primary health care systems.*

10 “(c) *REQUIREMENTS.*—

11 “(1) *IN GENERAL.*—*Recipients of grants, con-*
 12 *tracts, or cooperative agreements under this section*
 13 *shall comply with information and application re-*
 14 *quirements determined appropriate by the Secretary.*

15 “(2) *DURATION OF AWARD.*—*With respect to a*
 16 *grant, contract, or cooperative agreement awarded*
 17 *under this section, the period during which payments*
 18 *under such award are made to the recipient may not*
 19 *exceed 5 years.*

20 “(3) *MATCHING FUNDS.*—*The Secretary may, for*
 21 *projects carried out under subsection (a), require that*
 22 *entities that apply for grants, contracts, or coopera-*
 23 *tive agreements under that project provide non-Fed-*
 24 *eral matching funds, as determined appropriate by*
 25 *the Secretary, to ensure the institutional commitment*

1 of the entity to the projects funded under the grant,
2 contract, or cooperative agreement. Such non-Federal
3 matching funds may be provided directly or through
4 donations from public or private entities and may be
5 in cash or in kind, fairly evaluated, including plant,
6 equipment, or services.

7 “(4) *MAINTENANCE OF EFFORT.*—With respect to
8 activities for which a grant, contract, or cooperative
9 agreement is awarded under this section, the Sec-
10 retary may require that recipients for specific projects
11 under subsection (a) agree to maintain expenditures
12 of non-Federal amounts for such activities at a level
13 that is not less than the level of such expenditures
14 maintained by the entity for the fiscal year preceding
15 the fiscal year for which the entity receives such a
16 grant, contract, or cooperative agreement.

17 “(d) *EVALUATION.*—The Secretary shall evaluate each
18 project carried out under subsection (a)(1) and shall dis-
19 seminate the findings with respect to each such evaluation
20 to appropriate public and private entities.

21 “(e) *INFORMATION AND EDUCATION.*—The Secretary
22 shall establish comprehensive information and education
23 programs to disseminate and apply the findings of the
24 knowledge development and application, training and tech-
25 nical assistance programs, and targeted capacity response

1 *programs under this section to the general public, to health*
 2 *professionals and other interested groups. The Secretary*
 3 *shall make every effort to provide linkages between the find-*
 4 *ings of supported projects and State agencies responsible for*
 5 *carrying out substance abuse prevention and treatment pro-*
 6 *grams.*

7 “(f) *AUTHORIZATION OF APPROPRIATION.—There are*
 8 *authorized to be appropriated to carry out this section,*
 9 *\$300,000,000 for fiscal year 2000 and such sums as may*
 10 *be necessary for each of the fiscal years 2001 and 2002.”.*

11 (b) *CONFORMING AMENDMENTS.—The following sec-*
 12 *tions of the Public Health Service Act are repealed:*

13 (1) *Section 509 (42 U.S.C. 290bb–2).*

14 (2) *Section 510 (42 U.S.C. 290bb–3).*

15 (3) *Section 511 (42 U.S.C. 290bb–4).*

16 (4) *Section 512 (42 U.S.C. 290bb–5).*

17 (5) *Section 571 (42 U.S.C. 290gg).*

18 **SEC. 302. PRIORITY SUBSTANCE ABUSE PREVENTION**
 19 **NEEDS OF REGIONAL AND NATIONAL SIGNIFI-**
 20 **CANCE.**

21 (a) *IN GENERAL.—Section 516 of the Public Health*
 22 *Service Act (42 U.S.C. 290bb–1) is amended to read as fol-*
 23 *lows:*

1 **“SEC. 516. PRIORITY SUBSTANCE ABUSE PREVENTION**
2 **NEEDS OF REGIONAL AND NATIONAL SIGNIFI-**
3 **CANCE.**

4 “(a) *PROJECTS.*—*The Secretary shall address priority*
5 *substance abuse prevention needs of regional and national*
6 *significance (as determined under subsection (b)) through*
7 *the provision of or through assistance for—*

8 “(1) *knowledge development and application*
9 *projects for prevention and the conduct or support of*
10 *evaluations of such projects;*

11 “(2) *training and technical assistance; and*

12 “(3) *targeted capacity response programs.*

13 *The Secretary may carry out the activities described in this*
14 *section directly or through grants, contracts, or cooperative*
15 *agreements with States, political subdivisions of States, In-*
16 *dian tribes and tribal organizations, or other public or non-*
17 *profit private entities.*

18 “(b) *PRIORITY SUBSTANCE ABUSE PREVENTION*
19 *NEEDS.*—

20 “(1) *IN GENERAL.*—*Priority substance abuse*
21 *prevention needs of regional and national significance*
22 *shall be determined by the Secretary in consultation*
23 *with the States and other interested groups. The Sec-*
24 *retary shall meet with the States and interested*
25 *groups on an annual basis to discuss program prior-*
26 *ities.*

1 “(2) *SPECIAL CONSIDERATION.*—*In developing*
 2 *program priorities under paragraph (1), the Sec-*
 3 *retary shall give special consideration to—*

4 “(A) *applying the most promising strategies*
 5 *and research-based primary prevention ap-*
 6 *proaches; and*

7 “(B) *promoting the integration of substance*
 8 *abuse prevention services into primary health*
 9 *care systems.*

10 “(c) *REQUIREMENTS.*—

11 “(1) *IN GENERAL.*—*Recipients of grants, con-*
 12 *tracts, and cooperative agreements under this section*
 13 *shall comply with information and application re-*
 14 *quirements determined appropriate by the Secretary.*

15 “(2) *DURATION OF AWARD.*—*With respect to a*
 16 *grant, contract, or cooperative agreement awarded*
 17 *under this section, the period during which payments*
 18 *under such award are made to the recipient may not*
 19 *exceed 5 years.*

20 “(3) *MATCHING FUNDS.*—*The Secretary may, for*
 21 *projects carried out under subsection (a), require that*
 22 *entities that apply for grants, contracts, or coopera-*
 23 *tive agreements under that project provide non-Fed-*
 24 *eral matching funds, as determined appropriate by*
 25 *the Secretary, to ensure the institutional commitment*

1 of the entity to the projects funded under the grant,
2 contract, or cooperative agreement. Such non-Federal
3 matching funds may be provided directly or through
4 donations from public or private entities and may be
5 in cash or in kind, fairly evaluated, including plant,
6 equipment, or services.

7 “(4) *MAINTENANCE OF EFFORT.*—With respect to
8 activities for which a grant, contract, or cooperative
9 agreement is awarded under this section, the Sec-
10 retary may require that recipients for specific projects
11 under subsection (a) agree to maintain expenditures
12 of non-Federal amounts for such activities at a level
13 that is not less than the level of such expenditures
14 maintained by the entity for the fiscal year preceding
15 the fiscal year for which the entity receives such a
16 grant, contract, or cooperative agreement.

17 “(d) *EVALUATION.*—The Secretary shall evaluate each
18 project carried out under subsection (a)(1) and shall dis-
19 seminate the findings with respect to each such evaluation
20 to appropriate public and private entities.

21 “(e) *INFORMATION AND EDUCATION.*—The Secretary
22 shall establish comprehensive information and education
23 programs to disseminate the findings of the knowledge de-
24 velopment and application, training and technical assist-
25 ance programs, and targeted capacity response programs

1 *under this section to the general public and to health profes-*
 2 *sionals. The Secretary shall make every effort to provide*
 3 *linkages between the findings of supported projects and*
 4 *State agencies responsible for carrying out substance abuse*
 5 *prevention and treatment programs.*

6 “(f) *AUTHORIZATION OF APPROPRIATION.*—*There are*
 7 *authorized to be appropriated to carry out this section,*
 8 *\$300,000,000 for fiscal year 2000, and such sums as may*
 9 *be necessary for each of the fiscal years 2001 and 2002.”.*

10 (b) *CONFORMING AMENDMENTS.*—*Section 518 of the*
 11 *Public Health Service Act (42 U.S.C. 290bb–24) is repealed.*

12 **SEC. 303. SUBSTANCE ABUSE PREVENTION AND TREAT-**
 13 **MENT PERFORMANCE PARTNERSHIP BLOCK**
 14 **GRANT.**

15 (a) *AUTHORIZED ACTIVITIES.*—*Section 1921(b) of the*
 16 *Public Health Service Act (42 U.S.C. 300x–21(b)) is*
 17 *amended to read as follows:*

18 “(b) *AUTHORIZED ACTIVITIES.*—

19 “(1) *IN GENERAL.*—*A funding agreement for a*
 20 *grant under subsection (a) is that, subject to section*
 21 *1931, the State involved shall expend the grant only*
 22 *for the purpose of—*

23 “(A) *planning, carrying out, and evalu-*
 24 *ating activities to prevent and treat substance*

1 *abuse in accordance with this subpart and for*
 2 *related activities authorized in section 1924; and*

3 *“(B) screening and testing for HIV, tuber-*
 4 *culosis, hepatitis C, sexually transmitted dis-*
 5 *eases, mental health disorders, and other screen-*
 6 *ing and testing necessary to determine a com-*
 7 *prehensive substance abuse treatment plan.*

8 *“(2) SCREENING AND TESTING.—A State may*
 9 *not use more than 2 percent of a State allotment for*
 10 *a fiscal year to carry out activities under paragraph*
 11 *(1)(B), except that the State shall be considered the*
 12 *payer of last resort and may not expend such funds*
 13 *for such activities to the extent that payment has been*
 14 *made, or can reasonably be expected to be made, with*
 15 *respect to such service under any Federal or State*
 16 *program, an insurance policy, or a Federal or State*
 17 *health benefits program (including programs estab-*
 18 *lished under title XVIII or XIX of the Social Security*
 19 *Act), or by an entity that provides health services on*
 20 *a prepaid basis.”.*

21 *(b) ALLOCATION REGARDING ALCOHOL AND OTHER*
 22 *DRUGS.—Section 1922 of the Public Health Service Act (42*
 23 *U.S.C. 300x–22) is amended by—*

24 *(1) striking subsection (a); and*

1 (2) redesignating subsections (b) and (c) as sub-
2 sections (a) and (b).

3 (c) *GROUP HOMES FOR RECOVERING SUBSTANCE*
4 *ABUSERS.*—Section 1925(a) of the Public Health Service
5 Act (42 U.S.C. 300x-25(a)) is amended by striking “For
6 fiscal year 1993” and all that follows through the colon and
7 inserting the following: “A State, using funds available
8 under section 1921, may establish and maintain the ongoing
9 operation of a revolving fund in accordance with this
10 section to support group homes for recovering substance
11 abusers as follows:”.

12 (d) *MAINTENANCE OF EFFORT.*—Section 1930 of the
13 Public Health Service Act (42 U.S.C. 300x-30) is
14 amended—

15 (1) by redesignating subsections (b) and (c) as
16 subsections (c) and (d) respectively; and

17 (2) by inserting after subsection (a), the following:
18

19 “(b) *EXCLUSION OF CERTAIN FUNDS.*—The Secretary
20 may exclude from the aggregate State expenditures under
21 subsection (a), funds appropriated to the principle agency
22 for authorized activities which are of a non-recurring nature
23 and for a specific purpose.”.

1 (e) *APPLICATIONS FOR GRANTS.*—Section 1932(a)(1)
 2 of the *Public Health Service Act* (42 U.S.C. 300x–32(a)(1))
 3 is amended to read as follows:

4 “(1) the application is received by the Secretary
 5 not later than October 1 of the fiscal year prior to the
 6 fiscal year for which the State is seeking funds;”.

7 (f) *WAIVER FOR TERRITORIES.*—Section 1932(c) of the
 8 *Public Health Service Act* (42 U.S.C. 300x–32(c)) is
 9 amended by striking “whose allotment under section 1921
 10 for the fiscal year is the amount specified in section
 11 1933(c)(2)(B)” and inserting “except Puerto Rico”.

12 (g) *WAIVER AUTHORITY FOR CERTAIN REQUIRE-*
 13 *MENTS.*—

14 (1) *IN GENERAL.*—Section 1932 of the *Public*
 15 *Health Service Act* (42 U.S.C. 300x–32) is amended
 16 by adding at the end the following:

17 “(e) *WAIVER AUTHORITY FOR CERTAIN REQUIRE-*
 18 *MENTS.*—

19 “(1) *IN GENERAL.*—Upon the request of a State,
 20 the Secretary may waive the requirements of all or
 21 part of the sections described in paragraph (2) using
 22 objective criteria established by the Secretary by regu-
 23 lation after consultation with the States and other in-
 24 terested parties including consumers and providers.

1 “(2) *SECTIONS.*—*The sections described in para-*
 2 *graph (1) are sections 1922(c), 1923, 1924 and 1928.*

3 “(3) *DATE CERTAIN FOR ACTING UPON RE-*
 4 *QUEST.*—*The Secretary shall approve or deny a re-*
 5 *quest for a waiver under paragraph (1) and inform*
 6 *the State of that decision not later than 120 days*
 7 *after the date on which the request and all the infor-*
 8 *mation needed to support the request are submitted.*

9 “(4) *ANNUAL REPORTING REQUIREMENT.*—*The*
 10 *Secretary shall annually report to the general public*
 11 *on the States that receive a waiver under this sub-*
 12 *section.”.*

13 (2) *CONFORMING AMENDMENTS.*—*Effective upon*
 14 *the publication of the regulations developed in accord-*
 15 *ance with section 1932(e)(1) of the Public Health*
 16 *Service Act (42 U.S.C. 300x–32(d))—*

17 (A) *section 1922(c) of the Public Health*
 18 *Service Act (42 U.S.C. 300x–22(c)) is amended*
 19 *by—*

20 (i) *striking paragraph (2); and*
 21 (ii) *redesignating paragraph (3) as*
 22 *paragraph (2); and*

23 (B) *section 1928(d) of the Public Health*
 24 *Service Act (42 U.S.C. 300x–28(d)) is repealed.*

1 (h) *AUTHORIZATION OF APPROPRIATION.*—Section
 2 1935 of the Public Health Service Act (42 U.S.C. 300x–
 3 35) is amended—

4 (1) in subsection (a), by striking
 5 “\$1,500,000,000” and all that follows through the end
 6 and inserting “\$2,000,000,000 for fiscal year 2000,
 7 and such sums as may be necessary for each of the
 8 fiscal years 2001 and 2002.”;

9 (2) in subsection (b)(1), by striking “section
 10 505” and inserting “sections 505 and 1971”;

11 (3) in subsection (b)(2), by striking “1949(a)”
 12 and inserting “1948(a)”; and

13 (4) in subsection (b), by adding at the end the
 14 following:

15 “(3) *CORE DATA SET.*—A State that receives a
 16 new grant, contract, or cooperative agreement from
 17 amounts available to the Secretary under paragraph
 18 (1), for the purposes of improving the data collection,
 19 analysis and reporting capabilities of the State, shall
 20 be required, as a condition of receipt of funds, to col-
 21 lect, analyze, and report to the Secretary for each fis-
 22 cal year subsequent to receiving such funds a core
 23 data set to be determined by the Secretary in conjunc-
 24 tion with the States.”.

1 **SEC. 304. DETERMINATION OF ALLOTMENTS.**

2 *Section 1933(b) of the Public Health Service Act (42*
 3 *U.S.C. 300x-33(b)) is amended to read as follows:*

4 *“(b) MINIMUM ALLOTMENTS FOR STATES.—*

5 *“(1) IN GENERAL.—With respect to fiscal year*
 6 *2000, and each subsequent fiscal year, the amount of*
 7 *the allotment of a State under section 1921 shall not*
 8 *be less than the amount the State received under such*
 9 *section for the previous fiscal year increased by an*
 10 *amount equal to 30.65 percent of the percentage by*
 11 *which the aggregate amount allotted to all States for*
 12 *such fiscal year exceeds the aggregate amount allotted*
 13 *to all States for the previous fiscal year.*

14 *“(2) LIMITATIONS.—*

15 *“(A) IN GENERAL.—Except as provided in*
 16 *subparagraph (B), a State shall not receive an*
 17 *allotment under section 1921 for a fiscal year in*
 18 *an amount that is less than an amount equal to*
 19 *0.375 percent of the amount appropriated under*
 20 *section 1935(a) for such fiscal year.*

21 *“(B) EXCEPTION.—In applying subpara-*
 22 *graph (A), the Secretary shall ensure that no*
 23 *State receives an increase in its allotment under*
 24 *section 1921 for a fiscal year (as compared to the*
 25 *amount allotted to the State in the prior fiscal*
 26 *year) that is in excess of an amount equal to 300*

1 *percent of the percentage by which the amount*
 2 *appropriated under section 1935(a) for such fis-*
 3 *cal year exceeds the amount appropriated for the*
 4 *prior fiscal year.*

5 *“(3) DECREASE IN OR EQUAL APPROPRIA-*
 6 *TIONS.—If the amount appropriated under section*
 7 *1935(a) for a fiscal year is equal to or less than the*
 8 *amount appropriated under such section for the prior*
 9 *fiscal year, the amount of the State allotment under*
 10 *section 1921 shall be equal to the amount that the*
 11 *State received under section 1921 in the prior fiscal*
 12 *year decreased by the percentage by which the amount*
 13 *appropriated for such fiscal year is less than the*
 14 *amount appropriated or such section for the prior fis-*
 15 *cal year.”.*

16 **SEC. 305. NONDISCRIMINATION AND INSTITUTIONAL SAFE-**
 17 **GUARDS FOR RELIGIOUS PROVIDERS.**

18 *Subpart III of part B of title XIX of the Public Health*
 19 *Service Act (42 U.S.C. 300x–51 et seq.) is amended by add-*
 20 *ing at the end the following:*

21 **“SEC. 1955. SERVICES PROVIDED BY NONGOVERNMENTAL**
 22 **ORGANIZATIONS.**

23 *“(a) PURPOSES.—The purposes of this section are—*
 24 *“(1) to prohibit discrimination against non-*
 25 *governmental organizations and certain individuals*

1 *on the basis of religion in the distribution of govern-*
 2 *ment funds to provide substance abuse services under*
 3 *this title and title V, and the receipt of services under*
 4 *such titles; and*

5 *“(2) to allow the organizations to accept the*
 6 *funds to provide the services to the individuals with-*
 7 *out impairing the religious character of the organiza-*
 8 *tions or the religious freedom of the individuals.*

9 *“(b) RELIGIOUS ORGANIZATIONS INCLUDED AS NON-*
 10 *GOVERNMENTAL PROVIDERS.—*

11 *“(1) IN GENERAL.—A State may administer and*
 12 *provide substance abuse services under any program*
 13 *under this title or title V through grants, contracts,*
 14 *or cooperative agreements to provide assistance to*
 15 *beneficiaries under such titles with nongovernmental*
 16 *organizations.*

17 *“(2) REQUIREMENT.—A State that elects to uti-*
 18 *lize nongovernmental organizations as provided for*
 19 *under paragraph (1) shall consider, on the same basis*
 20 *as other nongovernmental organizations, religious or-*
 21 *ganizations to provide services under substance abuse*
 22 *programs under this title or title V, so long as the*
 23 *programs under such titles are implemented in a*
 24 *manner consistent with the Establishment Clause of*
 25 *the first amendment to the Constitution. Neither the*

1 *Federal Government nor a State or local government*
 2 *receiving funds under such programs shall discrimi-*
 3 *nate against an organization that provides services*
 4 *under, or applies to provide services under, such pro-*
 5 *grams, on the basis that the organization has a reli-*
 6 *gious character.*

7 “(c) *RELIGIOUS CHARACTER AND INDEPENDENCE.*—

8 “(1) *IN GENERAL.*—*A religious organization that*
 9 *provides services under any substance abuse program*
 10 *under this title or title V shall retain its independence*
 11 *from Federal, State, and local governments, including*
 12 *such organization’s control over the definition, devel-*
 13 *opment, practice, and expression of its religious be-*
 14 *liefs.*

15 “(2) *ADDITIONAL SAFEGUARDS.*—*Neither the*
 16 *Federal Government nor a State or local government*
 17 *shall require a religious organization—*

18 “(A) *to alter its form of internal govern-*
 19 *ance; or*

20 “(B) *to remove religious art, icons, scrip-*
 21 *ture, or other symbols;*

22 *in order to be eligible to provide services under any*
 23 *substance abuse program under this title or title V.*

24 “(d) *EMPLOYMENT PRACTICES.*—

1 “(1) *TENETS AND TEACHINGS.*—*A religious or-*
 2 *ganization that provides services under any substance*
 3 *abuse program under this title or title V may require*
 4 *that its employees providing services under such pro-*
 5 *gram adhere to the religious tenets and teachings of*
 6 *such organization, and such organization may require*
 7 *that those employees adhere to rules forbidding the use*
 8 *of drugs or alcohol.*

9 “(2) *TITLE VII EXEMPTION.*—*The exemption of a*
 10 *religious organization provided under section 702 or*
 11 *703(e)(2) of the Civil Rights Act of 1964 (42 U.S.C.*
 12 *2000e-1, 2000e-2(e)(2)) regarding employment prac-*
 13 *tices shall not be affected by the religious organiza-*
 14 *tion’s provision of services under, or receipt of funds*
 15 *from, any substance abuse program under this title or*
 16 *title V.*

17 “(e) *RIGHTS OF BENEFICIARIES OF ASSISTANCE.*—

18 “(1) *IN GENERAL.*—*If an individual described in*
 19 *paragraph (3) has an objection to the religious char-*
 20 *acter of the organization from which the individual*
 21 *receives, or would receive, services funded under any*
 22 *substance abuse program under this title or title V,*
 23 *the appropriate Federal, State, or local governmental*
 24 *entity shall provide to such individual (if otherwise*

1 *eligible for such services) within a reasonable period*
 2 *of time after the date of such objection, services that—*

3 “(A) *are from an alternative provider that*
 4 *is accessible to the individual; and*

5 “(B) *have a value that is not less than the*
 6 *value of the services that the individual would*
 7 *have received from such organization.*

8 “(2) *NOTICE.—The appropriate Federal, State,*
 9 *or local governmental entity shall ensure that notice*
 10 *is provided to individuals described in paragraph (3)*
 11 *of the rights of such individuals under this section.*

12 “(3) *INDIVIDUAL DESCRIBED.—An individual*
 13 *described in this paragraph is an individual who re-*
 14 *ceives or applies for services under any substance*
 15 *abuse program under this title or title V.*

16 “(f) *NONDISCRIMINATION AGAINST BENEFICIARIES.—*
 17 *A religious organization providing services through a grant,*
 18 *contract, or cooperative agreement under any substance*
 19 *abuse program under this title or title V shall not discrimi-*
 20 *nate, in carrying out such program, against an individual*
 21 *described in subsection (e)(3) on the basis of religion, a reli-*
 22 *gious belief, a refusal to hold a religious belief, or a refusal*
 23 *to actively participate in a religious practice.*

24 “(g) *FISCAL ACCOUNTABILITY.—*

1 “(1) *IN GENERAL.*—*Except as provided in para-*
 2 *graph (2), any religious organization providing serv-*
 3 *ices under any substance abuse program under this*
 4 *title or title V shall be subject to the same regulations*
 5 *as other nongovernmental organizations to account in*
 6 *accord with generally accepted accounting principles*
 7 *for the use of such funds provided under such pro-*
 8 *gram.*

9 “(2) *LIMITED AUDIT.*—*Such organization shall*
 10 *segregate government funds provided under such sub-*
 11 *stance abuse program into a separate account. Only*
 12 *the government funds shall be subject to audit by the*
 13 *government.*

14 “(h) *COMPLIANCE.*—*Any party that seeks to enforce*
 15 *such party’s rights under this section may assert a civil*
 16 *action for injunctive relief exclusively in an appropriate*
 17 *Federal or State court against the entity or agency that*
 18 *allegedly commits such violation.*

19 “(i) *LIMITATIONS ON USE OF FUNDS FOR CERTAIN*
 20 *PURPOSES.*—*No funds provided through a grant or contract*
 21 *to a religious organization to provide services under any*
 22 *substance abuse program under this title or title V shall*
 23 *be expended for sectarian worship, instruction, or pros-*
 24 *elytization.*

1 “(j) *EFFECT ON STATE AND LOCAL FUNDS.*—If a
 2 State or local government contributes State or local funds
 3 to carry out any substance abuse program under this title
 4 or title V, the State or local government may segregate the
 5 State or local funds from the Federal funds provided to
 6 carry out the program or may commingle the State or local
 7 funds with the Federal funds. If the State or local govern-
 8 ment commingles the State or local funds, the provisions
 9 of this section shall apply to the commingled funds in the
 10 same manner, and to the same extent, as the provisions
 11 apply to the Federal funds.

12 “(k) *TREATMENT OF INTERMEDIATE CONTRACTORS.*—
 13 If a nongovernmental organization (referred to in this sub-
 14 section as an ‘intermediate organization’), acting under a
 15 contract or other agreement with the Federal Government
 16 or a State or local government, is given the authority under
 17 the contract or agreement to select nongovernmental organi-
 18 zations to provide services under any substance abuse pro-
 19 gram under this title or title V, the intermediate organiza-
 20 tion shall have the same duties under this section as the
 21 government but shall retain all other rights of a nongovern-
 22 mental organization under this section.”.

1 **SEC. 306. ALCOHOL AND DRUG PREVENTION OR TREAT-**
 2 **MENT SERVICES FOR INDIANS AND NATIVE**
 3 **ALASKANS.**

4 *Part D of title V of the Public Health Service Act (42*
 5 *U.S.C. 290dd et seq.) is amended by adding at the end the*
 6 *following:*

7 **“SEC. 544. ALCOHOL AND DRUG PREVENTION OR TREAT-**
 8 **MENT SERVICES FOR INDIANS AND NATIVE**
 9 **ALASKANS.**

10 *“(a) IN GENERAL.—The Secretary shall award grants,*
 11 *contracts, or cooperative agreements to public and private*
 12 *nonprofit entities, including Native Alaskan entities and*
 13 *Indian tribes and tribal organizations, for the purpose of*
 14 *providing alcohol and drug prevention or treatment services*
 15 *for Indians and Native Alaskans.*

16 *“(b) PRIORITY.—In awarding grants, contracts, or co-*
 17 *operative agreements under subsection (a), the Secretary*
 18 *shall give priority to applicants that—*

19 *“(1) propose to provide alcohol and drug preven-*
 20 *tion or treatment services on reservations;*

21 *“(2) propose to employ culturally-appropriate*
 22 *approaches, as determined by the Secretary, in pro-*
 23 *viding such services; and*

24 *“(3) have provided prevention or treatment serv-*
 25 *ices to Native Alaskan entities and Indian tribes and*

1 *tribal organizations for at least 1 year prior to ap-*
2 *plying for a grant under this section.*

3 “(c) *DURATION.—The Secretary shall award grants,*
4 *contracts, or cooperative agreements under subsection (a)*
5 *for a period not to exceed 5 years.*

6 “(d) *APPLICATION.—An entity desiring a grant, con-*
7 *tract, or cooperative agreement under subsection (a) shall*
8 *submit an application to the Secretary at such time, in*
9 *such manner, and accompanied by such information as the*
10 *Secretary may reasonably require.*

11 “(e) *EVALUATION.—An entity that receives a grant,*
12 *contract, or cooperative agreement under subsection (a)*
13 *shall submit, in the application for such grant, a plan for*
14 *the evaluation of any project undertaken with funds pro-*
15 *vided under this section. Such entity shall provide the Sec-*
16 *retary with periodic evaluations of the progress of such*
17 *project and such evaluation at the completion of such*
18 *project as the Secretary determines to be appropriate. The*
19 *final evaluation submitted by such entity shall include a*
20 *recommendation as to whether such project shall continue.*

21 “(f) *REPORT.—Not later than 3 years after the date*
22 *of enactment of this section and annually thereafter, the*
23 *Secretary shall prepare and submit, to the Committee on*
24 *Health, Education, Labor, and Pensions of the Senate, a*

1 *report describing the services provided pursuant to this sec-*
 2 *tion.*

3 “(g) *AUTHORIZATION OF APPROPRIATIONS.—There*
 4 *are authorized to be appropriated to carry out this section,*
 5 *\$15,000,000 for fiscal year 2000, and such sums as may*
 6 *be necessary for fiscal years 2001 and 2002.*

7 **“SEC. 545. ESTABLISHMENT OF COMMISSION.**

8 “(a) *IN GENERAL.—There is established a commission*
 9 *to be known as the Commission on Indian and Native Alas-*
 10 *kan Health Care that shall examine the health concerns of*
 11 *Indians and Native Alaskans who reside on reservations*
 12 *and tribal lands (hereafter in this section referred to as the*
 13 *‘Commission’).*

14 “(b) *MEMBERSHIP.—*

15 “(1) *IN GENERAL.—The Commission established*
 16 *under subsection (a) shall consist of—*

17 “(A) *the Secretary;*

18 “(B) *15 members who are experts in the*
 19 *health care field and issues that the Commission*
 20 *is established to examine; and*

21 “(C) *the Director of the Indian Health*
 22 *Service and the Commissioner of Indian Affairs,*
 23 *who shall be nonvoting members.*

1 “(2) *APPOINTING AUTHORITY.*—Of the 15 mem-
 2 bers of the Commission described in paragraph
 3 (1)(B)—

4 “(A) 2 shall be appointed by the Speaker of
 5 the House of Representatives;

6 “(B) 2 shall be appointed by the Minority
 7 Leader of the House of Representatives;

8 “(C) 2 shall be appointed by the Majority
 9 Leader of the Senate;

10 “(D) 2 shall be appointed by the Minority
 11 Leader of the Senate; and

12 “(E) 7 shall be appointed by the Secretary.

13 “(3) *LIMITATION.*—Not fewer than 10 of the
 14 members appointed to the Commission shall be Indi-
 15 ans or Native Alaskans.

16 “(4) *CHAIRPERSON.*—The Secretary shall serve
 17 as the Chairperson of the Commission.

18 “(5) *EXPERTS.*—The Commission may seek the
 19 expertise of any expert in the health care field to
 20 carry out its duties.

21 “(c) *PERIOD OF APPOINTMENT.*—Members shall be ap-
 22 pointed for the life of the Commission. Any vacancy in the
 23 Commission shall not affect its powers, but shall be filed
 24 in the same manner as the original appointment.

1 “(d) *DUTIES OF THE COMMISSION.*—*The Commission*
2 *shall—*

3 “(1) *study the health concerns of Indians and*
4 *Native Alaskans; and*

5 “(2) *prepare the reports described in subsection*
6 *(i).*

7 “(e) *POWERS OF THE COMMISSION.*—

8 “(1) *HEARINGS.*—*The Commission may hold*
9 *such hearings, including hearings on reservations, sit*
10 *and act at such times and places, take such testi-*
11 *mony, and receive such information as the Commis-*
12 *sion considers advisable to carry out the purpose for*
13 *which the Commission was established.*

14 “(2) *INFORMATION FROM FEDERAL AGENCIES.*—
15 *The Commission may secure directly from any Fed-*
16 *eral department or agency such information as the*
17 *Commission considers necessary to carry out the pur-*
18 *pose for which the Commission was established. Upon*
19 *request of the Chairperson of the Commission, the*
20 *head of such department or agency shall furnish such*
21 *information to the Commission.*

22 “(f) *COMPENSATION OF MEMBERS.*—

23 “(1) *IN GENERAL.*—*Except as provided in sub-*
24 *paragraph (B), each member of the Commission may*
25 *be compensated at a rate not to exceed the daily*

1 *equivalent of the annual rate of basic pay prescribed*
 2 *for level IV of the Executive Schedule under section*
 3 *5315 of title 5, United States Code, for each day (in-*
 4 *cluding travel time), during which that member is en-*
 5 *gaged in the actual performance of the duties of the*
 6 *Commission.*

7 “(2) *LIMITATION.—Members of the Commission*
 8 *who are officers or employees of the United States*
 9 *shall receive no additional pay on account of their*
 10 *service on the Commission.*

11 “(g) *TRAVEL EXPENSES OF MEMBERS.—The members*
 12 *of the Commission shall be allowed travel expenses, includ-*
 13 *ing per diem in lieu of subsistence, at rates authorized for*
 14 *employees of agencies under section 5703 of title 5, United*
 15 *States Code, while away from their homes or regular places*
 16 *of business in the performance of services for the Commis-*
 17 *sion.*

18 “(h) *COMMISSION PERSONNEL MATTERS.—*

19 “(1) *IN GENERAL.—The Secretary, in accordance*
 20 *with rules established by the Commission, may select*
 21 *and appoint a staff director and other personnel nec-*
 22 *essary to enable the Commission to carry out its du-*
 23 *ties.*

24 “(2) *COMPENSATION OF PERSONNEL.—The Sec-*
 25 *retary, in accordance with rules established by the*

1 *Commission, may set the amount of compensation to*
 2 *be paid to the staff director and any other personnel*
 3 *that serve the Commission.*

4 “(3) *DETAIL OF GOVERNMENT EMPLOYEES.—*
 5 *Any Federal Government employee may be detailed to*
 6 *the Commission without reimbursement, and the de-*
 7 *tail shall be without interruption or loss of civil serv-*
 8 *ice status or privilege.*

9 “(4) *CONSULTANT SERVICES.—The Chairperson*
 10 *of the Commission is authorized to procure the tem-*
 11 *porary and intermittent services of experts and con-*
 12 *sultants in accordance with section 3109 of title 5,*
 13 *United States Code, at rates not to exceed the daily*
 14 *equivalent of the annual rate of basic pay prescribed*
 15 *for level IV of the Executive Schedule under section*
 16 *5315 of such title.*

17 “(i) *REPORT.—*

18 “(1) *IN GENERAL.—Not later than 3 years after*
 19 *the date of enactment of the Youth Drug and Mental*
 20 *Health Services Act, the Secretary shall prepare and*
 21 *submit, to the Committee on Health, Education,*
 22 *Labor, and Pensions of the Senate, a report that*
 23 *shall—*

1 “(A) detail the health problems faced by In-
2 dians and Native Alaskans who reside on res-
3 ervations;

4 “(B) examine and explain the causes of
5 such problems;

6 “(C) describe the health care services avail-
7 able to Indians and Native Alaskans who reside
8 on reservations and the adequacy of such serv-
9 ices;

10 “(D) identify the reasons for the provision
11 of inadequate health care services for Indians
12 and Native Alaskans who reside on reservations,
13 including the availability of resources;

14 “(E) develop measures for tracking the
15 health status of Indians and Native Americans
16 who reside on reservations; and

17 “(F) make recommendations for improve-
18 ments in the health care services provided for In-
19 dians and Native Alaskans who reside on res-
20 ervations, including recommendations for legisla-
21 tive change.

22 “(2) EXCEPTION.—In addition to the report re-
23 quired under paragraph (1), not later than 2 years
24 after the date of enactment of the Youth Drug and
25 Mental Health Services Act, the Secretary shall pre-

1 *pare and submit, to the Committee on Health, Edu-*
 2 *cation, Labor, and Pensions of the Senate, a report*
 3 *that describes any alcohol and drug abuse among In-*
 4 *dians and Native Alaskans who reside on reserva-*
 5 *tions.*

6 “(j) *PERMANENT COMMISSION.*—Section 14 of the *Fed-*
 7 *eral Advisory Committee Act (5 U.S.C. App.) shall not*
 8 *apply to the Commission.*

9 “(k) *AUTHORIZATION OF APPROPRIATIONS.*—*There is*
 10 *authorized to be appropriated to carry out this section*
 11 *\$5,000,000 for fiscal year 2000, and such sums as may be*
 12 *necessary for fiscal years 2001 and 2002.”.*

13 ***TITLE IV—PROVISIONS RELAT-***
 14 ***ING TO FLEXIBILITY AND AC-***
 15 ***COUNTABILITY***

16 ***SEC. 401. GENERAL AUTHORITIES AND PEER REVIEW.***

17 (a) *GENERAL AUTHORITIES.*—Paragraph (1) of sec-
 18 *tion 501(e) of the Public Health Service Act (42 U.S.C.*
 19 *290aa(e)) is amended to read as follows:*

20 “(1) *IN GENERAL.*—*There may be in the Admin-*
 21 *istration an Associate Administrator for Alcohol Pre-*
 22 *vention and Treatment Policy to whom the Adminis-*
 23 *trator may delegate the functions of promoting, moni-*
 24 *toring, and evaluating service programs for the pre-*
 25 *vention and treatment of alcoholism and alcohol*

1 *abuse within the Center for Substance Abuse Preven-*
 2 *tion, the Center for Substance Abuse Treatment and*
 3 *the Center for Mental Health Services, and coordi-*
 4 *nating such programs among the Centers, and among*
 5 *the Centers and other public and private entities. The*
 6 *Associate Administrator also may ensure that alcohol*
 7 *prevention, education, and policy strategies are inte-*
 8 *grated into all programs of the Centers that address*
 9 *substance abuse prevention, education, and policy,*
 10 *and that the Center for Substance Abuse Prevention*
 11 *addresses the Healthy People 2010 goals and the Na-*
 12 *tional Dietary Guidelines of the Department of*
 13 *Health and Human Services and the Department of*
 14 *Agriculture related to alcohol consumption.”.*

15 *(b) PEER REVIEW.—Section 504 of the Public Health*
 16 *Service (42 U.S.C. 290aa–3) is amended as follows:*

17 **“SEC. 504. PEER REVIEW.**

18 *“(a) IN GENERAL.—The Secretary, after consultation*
 19 *with the Administrator, shall require appropriate peer re-*
 20 *view of grants, cooperative agreements, and contracts to be*
 21 *administered through the agency which exceed the simple*
 22 *acquisition threshold as defined in section 4(11) of the Of-*
 23 *fice of Federal Procurement Policy Act.*

24 *“(b) MEMBERS.—The members of any peer review*
 25 *group established under subsection (a) shall be individuals*

1 *who by virtue of their training or experience are eminently*
 2 *qualified to perform the review functions of the group. Not*
 3 *more than $\frac{1}{4}$ of the members of any such peer review group*
 4 *shall be officers or employees of the United States.*

5 “(c) *ADVISORY COUNCIL REVIEW.*—*If the direct cost*
 6 *of a grant or cooperative agreement (described in subsection*
 7 *(a)) exceeds the simple acquisition threshold as defined by*
 8 *section 4(11) of the Office of Federal Procurement Policy*
 9 *Act, the Secretary may make such a grant or cooperative*
 10 *agreement only if such grant or cooperative agreement is*
 11 *recommended—*

12 “(1) *after peer review required under subsection*
 13 *(a); and*

14 “(2) *by the appropriate advisory council.*

15 “(d) *CONDITIONS.*—*The Secretary may establish lim-*
 16 *ited exceptions to the limitations contained in this section*
 17 *regarding participation of Federal employees and advisory*
 18 *council approval. The circumstances under which the Sec-*
 19 *retary may make such an exception shall be made public.”.*

20 **SEC. 402. ADVISORY COUNCILS.**

21 *Section 502(e) of the Public Health Service Act (42*
 22 *U.S.C. 290aa–1(e)) is amended in the first sentence by*
 23 *striking “3 times” and inserting “2 times”.*

1 **SEC. 403. GENERAL PROVISIONS FOR THE PERFORMANCE**
 2 **PARTNERSHIP BLOCK GRANTS.**

3 (a) *PLANS FOR PERFORMANCE PARTNERSHIPS.*—*Sec-*
 4 *tion 1949 of the Public Health Service Act (42 U.S.C. 300x-*
 5 *59) is amended as follows:*

6 **“SEC. 1949. PLANS FOR PERFORMANCE PARTNERSHIPS.**

7 “(a) *DEVELOPMENT.*—*The Secretary in conjunction*
 8 *with States and other interested groups shall develop sepa-*
 9 *rate plans for the programs authorized under subparts I*
 10 *and II for creating more flexibility for States and account-*
 11 *ability based on outcome and other performance measures.*
 12 *The plans shall each include—*

13 “(1) *a description of the flexibility that would be*
 14 *given to the States under the plan;*

15 “(2) *the common set of performance measures*
 16 *that would be used for accountability, including*
 17 *measures that would be used for the program under*
 18 *subpart II for pregnant addicts, HIV transmission,*
 19 *tuberculosis, and those with a co-occurring substance*
 20 *abuse and mental disorders, and for programs under*
 21 *subpart I for children with serious emotional disturb-*
 22 *ance and adults with serious mental illness and for*
 23 *individuals with co-occurring mental health and sub-*
 24 *stance abuse disorders;*

25 “(3) *the definitions for the data elements to be*
 26 *used under the plan;*

1 “(4) the obstacles to implementation of the plan
2 and the manner in which such obstacles would be re-
3 solved;

4 “(5) the resources needed to implement the per-
5 formance partnerships under the plan; and

6 “(6) an implementation strategy complete with
7 recommendations for any necessary legislation.

8 “(b) *SUBMISSION*.—Not later than 2 years after the
9 date of enactment of this Act, the plans developed under
10 subsection (a) shall be submitted to the Committee on
11 Health, Education, Labor, and Pensions of the Senate and
12 the Committee on Commerce of the House of Representa-
13 tives.

14 “(c) *INFORMATION*.—As the elements of the plans de-
15 scribed in subsection (a) are developed, States are encour-
16 aged to provide information to the Secretary on a voluntary
17 basis.”.

18 (b) *AVAILABILITY TO STATES OF GRANT PROGRAMS*.—
19 Section 1952 of the Public Health Service Act (42 U.S.C.
20 300x–62) is amended as follows:

21 **“SEC. 1952. AVAILABILITY TO STATES OF GRANT PAYMENTS.**

22 “Any amounts paid to a State for a fiscal year under
23 section 1911 or 1921 shall be available for obligation and
24 expenditure until the end of the fiscal year following the
25 fiscal year for which the amounts were paid.”.

1 **SEC. 404. DATA INFRASTRUCTURE PROJECTS.**

2 *Part C of title XIX of the Public Health Service Act*
 3 *(42 U.S.C. 300y et seq.) is amended—*

4 *(1) by striking the headings for part C and sub-*
 5 *part I and inserting the following:*

6 **“PART C—CERTAIN PROGRAMS REGARDING**
 7 **MENTAL HEALTH AND SUBSTANCE ABUSE**
 8 **“Subpart I—Data Infrastructure Development”;**

9 *(2) by striking section 1971 (42 U.S.C. 300y)*
 10 *and inserting the following:*

11 **“SEC. 1971. DATA INFRASTRUCTURE DEVELOPMENT.**

12 *“(a) IN GENERAL.—The Secretary may make grants*
 13 *to, and enter into contracts or cooperative agreements with*
 14 *States for the purpose of developing and operating mental*
 15 *health or substance abuse data collection, analysis, and re-*
 16 *porting systems with regard to performance measures in-*
 17 *cluding capacity, process, and outcomes measures.*

18 *“(b) PROJECTS.—The Secretary shall establish criteria*
 19 *to ensure that services will be available under this section*
 20 *to States that have a fundamental basis for the collection,*
 21 *analysis, and reporting of mental health and substance*
 22 *abuse performance measures and States that do not have*
 23 *such basis. The Secretary will establish criteria for deter-*
 24 *mining whether a State has a fundamental basis for the*
 25 *collection, analysis, and reporting of data.*

1 “(c) *CONDITION OF RECEIPT OF FUNDS.*—As a condi-
 2 tion of the receipt of an award under this section a State
 3 shall agree to collect, analyze, and report to the Secretary
 4 within 2 years of the date of the award on a core set of
 5 performance measures to be determined by the Secretary in
 6 conjunction with the States.

7 “(d) *DURATION OF SUPPORT.*—The period during
 8 which payments may be made for a project under subsection
 9 (a) may be not less than 3 years nor more than 5 years.

10 “(e) *AUTHORIZATION OF APPROPRIATION.*—

11 “(1) *IN GENERAL.*—For the purpose of carrying
 12 out this section, there are authorized to be appro-
 13 priated such sums as may be necessary for each of the
 14 fiscal years 2000, 2001 and 2002.

15 “(2) *ALLOCATION.*—Of the amounts appro-
 16 priated under paragraph (1) for a fiscal year, 50 per-
 17 cent shall be expended to support data infrastructure
 18 development for mental health and 50 percent shall be
 19 expended to support data infrastructure development
 20 for substance abuse.”.

21 **SEC. 405. REPEAL OF OBSOLETE ADDICT REFERRAL PROVI-**
 22 **SIONS.**

23 (a) *REPEAL OF OBSOLETE PUBLIC HEALTH SERVICE*
 24 *ACT AUTHORITIES.*—Part E of title III (42 U.S.C. 257 et
 25 seq.) is repealed.

1 (b) *REPEAL OF OBSOLETE NARA AUTHORITIES.*—Ti-
 2 *ties III and IV of the Narcotic Addict Rehabilitation Act*
 3 *of 1966 (Public Law 89–793) are repealed.*

4 (c) *REPEAL OF OBSOLETE TITLE 28 AUTHORITIES.*—
 5 (1) *IN GENERAL.*—Chapter 175 of title 28,
 6 *United States Code, is repealed.*

7 (2) *TABLE OF CONTENTS.*—The table of contents
 8 *to part VI of title 28, United States Code, is amended*
 9 *by striking the items relating to chapter 175.*

10 **SEC. 406. INDIVIDUALS WITH CO-OCCURRING DISORDERS.**

11 *The Public Health Service Act is amended by inserting*
 12 *after section 503 (42 U.S.C. 290aa–2) the following:*

13 **“SEC. 503A. REPORT ON INDIVIDUALS WITH CO-OCCURRING**
 14 **MENTAL ILLNESS AND SUBSTANCE ABUSE**
 15 **DISORDERS.**

16 “(a) *IN GENERAL.*—Not later than 2 years after the
 17 *date of enactment of this section, the Secretary shall, after*
 18 *consultation with organizations representing States, mental*
 19 *health and substance abuse treatment providers, prevention*
 20 *specialists, individuals receiving treatment services, and*
 21 *family members of such individuals, prepare and submit*
 22 *to the Committee on Health, Education, Labor, and Pen-*
 23 *sions of the Senate and the Committee on Commerce of the*
 24 *House of Representatives, a report on prevention and treat-*

1 *ment services for individuals who have co-occurring mental*
2 *illness and substance abuse disorders.*

3 “(b) *REPORT CONTENT.*—*The report under subsection*
4 *(a) shall be based on data collected from existing Federal*
5 *and State surveys regarding the treatment of co-occurring*
6 *mental illness and substance abuse disorders and shall*
7 *include—*

8 “(1) *a summary of the manner in which indi-*
9 *viduals with co-occurring disorders are receiving*
10 *treatment, including the most up-to-date information*
11 *available regarding the number of children and adults*
12 *with co-occurring mental illness and substance abuse*
13 *disorders and the manner in which funds provided*
14 *under sections 1911 and 1921 are being utilized, in-*
15 *cluding the number of such children and adults served*
16 *with such funds;*

17 “(2) *a summary of improvements necessary to*
18 *ensure that individuals with co-occurring mental ill-*
19 *ness and substance abuse disorders receive the services*
20 *they need;*

21 “(3) *a summary of practices for preventing sub-*
22 *stance abuse among individuals who have a mental*
23 *illness and are at risk of having or acquiring a sub-*
24 *stance abuse disorder; and*

1 “(4) a summary of evidenced-based practices for
 2 treating individuals with co-occurring mental illness
 3 and substance abuse disorders and recommendations
 4 for implementing such practices.

5 “(c) FUNDS FOR REPORT.—The Secretary may obli-
 6 gate funds to carry out this section with such appropria-
 7 tions as are available.”.

8 **SEC. 407. SERVICES FOR INDIVIDUALS WITH CO-OCCUR-**
 9 **RING DISORDERS.**

10 Subpart III of part B of title XIX of the Public Health
 11 Service Act (42 U.S.C. 300x–51 et seq.) (as amended by
 12 section 305) is further amended by adding at the end the
 13 following:

14 **“SEC. 1956. SERVICES FOR INDIVIDUALS WITH CO-OCCUR-**
 15 **RING DISORDERS.**

16 “States may use funds available for treatment under
 17 sections 1911 and 1921 to treat persons with co-occurring
 18 substance abuse and mental disorders as long as funds
 19 available under such sections are used for the purposes for
 20 which they were authorized by law and can be tracked for
 21 accounting purposes.”.